

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.33620 of 2018

Arising Out of PS. Case No.-5 Year-2018 Thana- NAUBATPUR District- Patna

Shailesh Sharma, S/o Shyama Singh, R/o Vill.- Abhranchak, P.S.- Naubatpur,
District- Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Arbind Kumar Singh, Advocate
For the Informant	:	Mr. Pushpendra Kumar Singh, Advocate
For the Opposite Party/s	:	Mr. Shailendra Kumar Singh, APP

CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

4 10-07-2018 Heard learned counsel for the petitioner and learned
counsel appearing on behalf of the informant as well as learned
Additional Public Prosecutor for the State.

The petitioner is in custody since 05.02.2018 in
connection with Naubatpur P.S. Case No. 05 of 2018 for the
offence registered under Sections 302,120(B),34 of the Indian
Penal Code and Section 27 of the Arms Act.

Learned counsel for the petitioner submits that only
on account of the fact that there was enmity between the parties
regarding assembly election that the present petitioner has been
implicated in the present case and on the basis of suspicion he is
being prosecuted and is languishing in jail.

It has been further submitted that other similarly
situated accused person has been granted regular bail passed in



Cr. Misc. No. 22287 of 2018 vide order dated 11.05.2018.

In view of the aforesaid facts and circumstances of the case and petitioner being similarly situated and antecedent stated in paragraph 3 which have been ended in acquittal, let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate-II, Danapur, Patna in connection with Naubatpur P.S. Case No. 05 of 2018, subject to the following conditions:-

(1) One of the bailors will be his own blood relative, preferably, father, mother, brother, sister and/or his wife.

(2) The petitioner shall not indulge himself in any similar offence till conclusion of the trial.

(3) The petitioner shall remain physically present in Court on each and every date during trial and in the event of his failure on two consecutive dates without sufficient reasons his bail bonds shall be liable to be cancelled by the learned Court concerned.

(4) The petitioner shall co-operate with the investigation, if not already concluded, and make himself available as and when so required and in case of failure, the



State shall be at liberty to move for cancellation of bail.

(Anjana Mishra, J)

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