

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.41176 of 2018

Arising Out of PS.Case No. -148 Year- 2015 Thana -PHULWARIA District- GOPALGANJ

1. Shailendra Kumar Singh @ Shailendra Singh, son of Bandu Singh alias
Buddhu Singh alias Bandhu Singh, resident of village- Ladhpur, Police
Station- Fulwaria (Shripur O.P.), District- Gopalganj.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Lokesh Kumar Singh, Advocate

For the Opposite Party/s : Mr. APP

CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

2/ 13-07-2018

Heard learned counsel for the petitioner and learned

APP for the State.

Petitioner apprehends his arrest in **Fulwaria P.S.**

Case No.148 of 2015 instituted for the offence under Section(s)
307 and other allied sections of Indian Penal Code.

Counsel for the petitioner submits that petitioner is
named in the written report as member of unlawful assembly.
There is no allegation of specific overt act against the petitioner.

It has been submitted that other co-accused with
similar allegation have been granted anticipatory bail by co-
ordinate Benches of this Court by order dated 01.07.2016 passed
in Cr. Misc. No.16269 of 2016 and order dated 03.08.2016
passed in Cr. Misc. No.30847 of 2016.

In the facts and circumstances of the case, prayer of



the petitioner for grant of anticipatory bail is allowed. In the event of surrender/arrest of the petitioner, named above, within six weeks from today in connection with **Fulwaria P.S. Case No.148 of 2015**, he shall be released on anticipatory bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the **Additional Chief Judicial Magistrate-XIII, Gopalganj**, subject to the conditions as laid down under Section 438(2) Cr. P. C. with further conditions: (1) bailors should be local having sufficient immovable property within the jurisdiction of the court concerned, (2) petitioner shall cooperate in the trial and shall be present on each and every date fixed by the court and his absence on two consecutive dates without proper and reasonable reason will be liable to cancel his bail bond and (3) if petitioner tampers with the evidence or the witnesses of the case, in that case, prosecution will be at liberty to move for cancellation of bail of the petitioner.

(Sanjay Priya, J)

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