

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.42008 of 2018

Arising Out of PS.C.ase No. -47 Year- 2018 Thana -NABINAGAR District- AURANGABAD

1. Kesho Singh, Son of Late Ramdeni Singh, Resident of Village
Baghadabar, P.S. Nabinagar, District- Aurangabad.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ashok Kumar No.6, Advocate

For the Opposite Party/s : Mr. Madan Kumar, APP

CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA

ORAL ORDER

2 23-07-2018 Heard learned counsel for the petitioner as well as the
State.

The petitioner apprehends his arrest in Nabinagar
P.S. Case No. 47/2018, instituted for the offences punishable
under Sections 147, 148, 149, 341, 323, 324, 325, 307, 354, 435,
353, 332, 333, 427, 379, 504 and 120(B) of the Indian Penal Code.

Learned counsel for the petitioner has submitted that
there is general and omnibus allegation against this petitioner. The
petitioner is only alleged to be a member of the unlawful
assembly.

In the written report there is allegation that on
account of death of a boy in the road accident, several people had
assembled and started assaulting the police party and also caused



damage to government properties.

Considering the facts and circumstances of the case, the prayer for anticipatory bail of the petitioner is allowed. In the event of surrender/arrest of the petitioner, named above, within six weeks from today, in connection with Nabinagar P.S. Case No. 47/2018, they 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 learned Chief Judicial Magistrate, Aurangabad, subject to the conditions as laid down under Section 438(2) of the 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 absence on two consecutive dates without proper and reasonable reason will automatically cancel bail bond of the petitioner and (3) if petitioner tamper 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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