

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.35235 of 2018

Arising Out of PS.Case No. -302 Year- 2017 Thana -KASIMBAZAR District- MUNGER

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1. Birju Chaudhary @ Birju Kumar son of Shiv Chaudhary, resident of Village/ Mohalla- Chhoti Sandalpur (Kali Mandir), Police Station Kasim Bazar, District- Munger.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.

For the Opposite Party/s : Mr.

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 23-07-2018 Heard the parties.

The petitioner is apprehending his arrest in connection with Kasim Bazar P.S.Case No.302 of 2017 , registered for offences punishable under Sections 341, 323, 354-A, 308, 34 of the Indian Penal Code.

Allegation against the petitioner as per FIR is that he assaulted by the ‘*BUT*’ portion of the Pistol causing injury.

Submission of the learned counsel for the petitioner is that he has annexed the report of the dispensary as Annexure-2 which shows physical assault but no injury report has been received.

Heard learned A.P.P. also.

Having heard both sides and in view of the facts and circumstances, as stated above, let the petitioner, above named, in



the event of arrest or surrender before the court below within a period of six weeks from the date of receipt of the order, be released on bail on furnishing bail bond of Rs.25,000/- (Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned CJM, Munger in connection with Kasim Bazar P.S.Case no.302 of 2017 subject to condition as laid down under Section 438 (2) of the Code of Criminal Procedure.

With following conditions :

- (i) One of the bailors of the petitioner shall be a local person having sufficient immovable property within the jurisdiction of the concerned court.
- (ii) The petitioner will not induce any witness or tamper with the evidence.
- (iii) The petitioner shall co-operate in the investigation of the case and make himself available as and when required by the Police, otherwise, the prosecution is free to move for cancellation of his bail bond.

With the aforesaid direction, this application is allowed.

(Vinod Kumar Sinha, J)

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