

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.68395 of 2018

Arising Out of PS. Case No.-64 Year-2018 Thana- KASMA District- Aurangabad

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Bishun Yadav @ Vishun Yadav S/o late Mahang Yadav, Resident of Village-
Etwan Khairy, P.S.-Kasma, District-Aurangabad.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Bhaskar Shankar

For the Opposite Party/s : Mr. Sri Dashrath Mehta

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 30-11-2018 Heard the parties.

The petitioner seeks regular bail in connection with Kasma P.S.Case No.64 of 2018 registered for offences punishable under Sections 307, 341, 323, 324,504, 147, 148, 149, of the Indian Penal Code.

Allegation against the petitioner and other accused persons is of assault to the informant causing injury.

Submission of the learned counsel for the petitioner is that there is no specific allegation attributed against the petitioner and he is in custody for three months.

Heard learned A.P.P. and the learned counsel for the informant. They have opposed the prayer for bail stating that the informant has remained in hospital for seven days as such



the petitioner does not deserve bail.

Having heard both sides and from perusal of the injury report it appears that there is only one injury on the person of the injured, as such, let the petitioner, above named, be enlarged 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 ACJM II, Aurangabad in connection with Kasma P.S.Case No.64 of 2018..

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 disposal of trial and make himself available as and when required by the court and in the event of failure to appear before the court below on two consecutive dates without showing any genuine reasons, the prosecution is free to move for cancellation of his bail bond.

With the aforesaid observation, this application is allowed.

(Vinod Kumar Sinha, J)

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