

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No 75338 of 2018

Arising Out of PS. Case No.-19 Year-2017 Thana- BANMANKHI District- Purnia

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Sunil Yadav @ Sunil Kumar Yadav Son of Shri Bhagwat Yadav, Resident of
Village- Bhatgama, P.S. Bhargama, District- Araria.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Binod Kumar Yadav

For the Opposite Party/s : Mr.Sri Prem Kumar Jha

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CORAM: HONOURABLE MR JUSTICE MADHURESH PRASAD

ORAL ORDER

2 21-12-2018 Heard learned counsel for the petitioner and the
learned APP for the State.

Petitioner apprehends his arrest in a case registered
under Sections 143, 341, 342, 353, 186 of Indian Penal Code.

It is submitted by the petitioners' counsel that in a
group of 90 to 95 persons, who were protesting the murder of
local *Sarpanch*, petitioner has been named in the instant case.
He submits that the petitioner has falsely been implicated
without there being any cogent material to connect him with the
alleged occurrence. Petitioner has no criminal antecedent and
the manner, in which the petitioner has been identified, renders
the entire prosecution case suspicious.

Considering the aforesaid submissions and the facts



and circumstances of the case, prayer for anticipatory bail is allowed. Let the petitioner above named, in the event of his arrest or surrender within four weeks from today, be released on bail on his furnishing bonds of Rs 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of Chief Judicial Magistrate, Purnia in Banmankhi Police Station Case No 19 of 2017 subject to all conditions as laid down in Section 438 (2) of Criminal Procedure Code and also with the following conditions:

(1) That one of the bailors will be a close relative of the petitioner who will give an affidavit giving genealogy as to how he is related with the petitioner. The bailor will also undertake to inform the Court if there is any change in the address of the petitioner.

(2) That the petitioner will be well represented on each date and if he fails to do so on two consecutive dates, their bail will be liable to be cancelled.

(Madhuresh Prasad, J)

M.E.H./-

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