

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.23629 of 2018

Arising Out of PS.Case No. -274 Year- 2016 Thana -JOKIHAT District- ARRARIA

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1. Arvind Kumar Biswas @ Arvind Kumar, S/o Bhuvneshwar Biswas,
resident of Village Chakai, P.S. Jokihat District- Araria.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Anil Prasad Singh

For the Opposite Party/s : Mr. Sri Shantanu Kumar

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 20-04-2018 Heard the parties.

The petitioner is apprehending his arrest in connection with Jokihar P.S.Case No.274 of 2016 , registered for offences punishable under Sections 147, 148, 149, 452, 341, 323, 307, 354(B), 380, 427, 436, 504 & 506 of the Indian Penal Code.

Allegation against the petitioner and several other accused persons is of assaulting the injured and allegation against this petitioner is of firing causing injury on shoulder of Arjun Kumar.

Submission of the learned counsel for the petitioner is that there is case and counter case between the parties and the injuries are grievous in nature but that injury is not of firing and another co-accused having similar allegation has been granted privilege of the anticipatory bail, vide order date 12.9.2017 passed in Cr. Misc.



No.35949 of 2017.

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 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 A.C.J.M., Araria in connection with Jokihat P.S.case No.274 of 2016, 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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