

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.41274 of 2018

Arising Out of PS.C.ase No. -296 Year- 2017 Thana -SURSAND District- SITAMARHI

1. Bindeshwar Mahto S/o Puran Mahto, R/o Vill.- Radhaur, P.S.- Sursand, District- Sitamarhi.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr.

For the Opposite Party/s : Mr.

CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

2 17-07-2018 Heard learned counsel for the petitioner as well as the State.

The petitioner apprehends his arrest in Sursand P.S. Case No. 296/2017, instituted for the offences under Sections 363, 366(A) and 372/34 of the Indian Penal Code.

Learned counsel for the petitioner has submitted that there is specific allegation, in the written report, against co-accused Rajiv Mahto. The petitioner is the father of the aforesaid co-accused Rajiv Matho. The mother has already been granted anticipatory bail by this Court in Cr. Misc. No. 16108/2018 dated 08.05.2018.

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 Sursand P.S. Case No. 296/2017, he 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 Sub-Divisional Judicial Magistrate, Pupri, Sitamarhi, 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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