

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.63441 of 2017

Arising Out of PS. Case No.-440 Year-2017 Thana- HILSA District- Nalanda

Akhilesh Yadav @ Thetha, S/o Ram Lagan Yadav, resident of Village-Bhawani Bigha, P.S. Chiksaura, District- Nalanda.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sanjay Kumar @ Manu
For the Opposite Party/s : Mr. Nawal Kishore Pd. APP

CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

3 08-02-2018

Heard learned counsel for the petitioner and learned APP for the State.

Petitioner apprehends his arrest in Hilsa P.S. case no. 440 of 2017 instituted for the offence under Section(s) 395 and 412 of the Indian Penal Code.

Learned counsel for the petitioner has submitted that the F.I.R. is lodged against unknown. During investigation, the police has added the name of this petitioner.

The case diary has been received. The seizure list is available in para 27 of the case diary from which it transpires that daily use of house hold articles have been recovered from the house of the petitioner. There is no T.I.P. held of the aforesaid articles. It is mentioned in paragraph no.3 of the bail petition that petitioner has clean antecedents.



In the facts and circumstances of the case, prayer of the petitioner for grant of anticipatory bail is allowed. In the event of surrender/arrest of the petitioner, named above, within six weeks from today in connection with Hilsa P.S. case no. 440 of 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 C.J.M. Nalanda, subject to the conditions as laid down under Section 438(2) 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 tampers 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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