

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.45522 of 2018

Arising Out of PS. Case No.-145 Year-2018 Thana- NATHNAGAR District- Bhagalpur

1. Mukesh Kumar, S/o Nand Kishore Sah, Resident of Mohalla- Sri Rampur, P.S.- Nath Nagar, District- Bhagalpur.
2. Gaurav Lal @ Gaurav Kumar Das, S/o Late Moti Lal Das @ Moti Lal, residents of Mohalla- Champa Nagar, Tanti Bazar, P.S. Nath Nagar, District- Bhagalpur.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Dr. Manoj Kumar

For the Opposite Party/s : Mr. Mustaque Alam

CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

2 13-08-2018 Heard learned counsel for the petitioners and learned APP
for the State.

Petitioners apprehend their arrest in Nath Nagar P.S. Case No. 145 of 2018 instituted for the offence under Section(s) 341, 323, 308, 504 and 506/34 of the Indian Penal Code.

Learned counsel for the petitioners has submitted that petitioner no.1 is staff of the petrol pump whereas petitioner no.2 is owner of the petrol pump. Petitioner no.2 has earlier instituted a case vide Nath Nagar P.S. case no. 144/18 against the present informant and others.



The instant case has been filed as a counter blast to the aforesaid case to save their skin.

From the written report itself, it appears that there is general and omnibus allegation that petitioner no.1 sprinkled diesel on the body of the informant and tried to set on fire.

In the facts and circumstances of the case, prayer of the petitioners for grant of anticipatory bail is allowed. In the event of surrender/arrest of the petitioners, named above, within six weeks from today in connection with Nath Nagar P.S. Case No. 145 of 2018, they shall be released on anticipatory bail on furnishing bail bond of Rs. 10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of the learned Additional Chief Judicial Magistrate-I, Bhagalpur, 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) petitioners 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 petitioners and (3) if petitioners 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 petitioners.

(Sanjay Priya, J)

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