

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.55871 of 2018

Arising Out of PS.Case No. -288 Year- 2018 Thana -NAWADA District- NAWADA

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Naresh Yadav, son of Rameshwar Yadav, resident of village Lohani
Bigha, P.S. Town, District Nawada

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Subodh Kumar, Adv

For the Opposite Party/s : Mr.

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL ORDER

2 08-10-2018 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioner apprehends his arrest for the offences
alleged under Sections 147, 148, 149, 447, 448, 341, 323, 427,
307, 379, 504 IPC and Section 27 of the Arms Act registered in
connection with Nawada Town P.S. Case No. 288 of 2018.

3. It is submitted that the petitioner has been falsely
implicated and there is case and counter case between the parties.
Accusation of assault by '*gharasa*' on the informant is not
supported with the injury report, which discloses lacerated
wound. There is one other case in which the petitioner is made
accused related to the same occurrence. Similarly situated co-
accused Sobha Devi has been granted anticipatory bail by this
Court in Cr. Misc. No. 44274 of 2018.

4. Having regard to the entirety of the facts and
circumstances, as such, in the event of the petitioner's arrest or
surrender before the court below within six weeks from the date of
communication of this order, let the above named petitioner be



released on bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of like amount each to the satisfaction of learned Chief Judicial Magistrate, Nawada, in connection with Nawada Town P.S. Case No. 288 of 2018, subject to the conditions as laid down under Section 438 (2) Cr.P.C. and also subject to the following further conditions:

- (i) That one of the bailors shall be a close relative of the petitioner.
- (ii) That the petitioner shall not indulge in any similar offence till conclusion of the trial.
- (iii) That the petitioner shall co-operate with the investigation, if not already concluded, and make himself available as and when so required and in case of failure, the State shall be at liberty to move for cancellation of bail.
- (iv) The petitioner shall remain physically present in Court on each and every date during trial and in the event of failure on two consecutive dates without sufficient reason, his bail bond shall be liable to be cancelled by the learned Court concerned.

(Vikash Jain, J)

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