

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.74787 of 2018

Arising Out of PS. Case No.-186 Year-2018 Thana- DIGHWARA District- Saran

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Jitendra Kumar Tiwary @ Jitendra Tiwary @ Bhikham Baba Son of Late
Keshwa Nand Tiwary, resident of Village & P.O. Aami, Police Station-
Dighwara, District- Saran (Chapra).

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Jai Shankar Pathak

For the Opposite Party/s : Mr.Sri Rajendra Prasad Nat

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CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER

2 20-12-2018 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner is seeking anticipatory bail in connection
with Dighwara P.S. Case No. 186/2018 registered under Sections
341, 323, 324, 379, 504, 427/34 of the Indian Penal Code.

As per First Information Report, this petitioner along with
three others starts demolishing the Bathan of the informant and when
informant objected, the accused persons pushed him down on the
earth. Petitioner also snatched golden chain and Mangalsutra from
the wife of the informant and threatened him to kill.

Learned counsel for the petitioner submits that the
informant and the petitioner are co-sharers and they are having land
dispute because of which the petitioner has been falsely implicated in
this case. In this connection, attention of this court has been drawn
towards the statement made in paragraph 12 of the petition. Learned



counsel further submits that the petitioner was earlier involved in one case in which he is on bail.

Learned counsel for the State is present and opposes the prayer for anticipatory bail of the petitioner.

In the given facts and circumstances of the case, in the event of his arrest/surrender before the court below within a period of four weeks, let the above-named petitioner be enlarged on bail furnishing bail bond of Rs. 15,000/- (Rupees Fifteen Thousand only) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Saran at Chapra, in connection with Dighwara P.S. Case No. 186/2018, subject to condition that petitioner shall join investigation by reporting to the Investigating Officer within a period of two weeks from today and shall cooperate in course of investigation, failing which the Investigating Officer will be at liberty to take steps for cancellation of bail. This will be in addition to condition prescribed under Section 438(2) of the Code of Criminal Procedure.

(Rajeev Ranjan Prasad, J)

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