

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.46046 of 2018**

Arising Out of PS.Case No. -457 Year- 2017 Thana -BEGUSARAI MUFFASIL District-  
BEGUSARAI

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1. Nitish Kumar @ Nitish Nandan, Son of Uma Shankar Roy, Resident of  
Village- Rajoura, P.S.- Muffasil, District- Begusarai.

.... .... Petitioner/s

Versus

1. The State of Bihar.

.... .... Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Sanjiva Kumar Singh

For the Opposite Party/s : Mr.

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**CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA**  
**ORAL ORDER**

2      09-08-2018      Heard the parties.

The petitioner is apprehending his arrest in connection with  
Muffasil P.S.Case No.457 of 2017 , registered for offences  
punishable under Sections 147, 148, 149, 447,307 and 506 of the  
Indian Penal Code and Section 27 of the Arms Act.

Allegation against the petitioner and other accused persons  
is of making indiscriminate firing however that does not hit  
anybody.

Submission of the learned counsel for the petitioner is that  
he has no criminal antecedent and the allegation is false and  
concocted.

Heard learned A.P.P. also.

Having heard both sides and in view of the facts and



circumstances, as stated above, let the petitioner, above named, in the event of arrest or surrender before the court below within a period of six weeks from the date of receipt of the order, be released on bail on furnishing bail bond of Rs.25,000/- (Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned C.J.M., Begusarai in connection with Muffassil P.S.Case No.457 of 2017 dated 3.10.2017, subject to condition as laid down under Section 438 (2) of the Code of Criminal Procedure.

With following conditions :

- (i) One of the bailors of the petitioner shall be a local person having sufficient immovable property within the jurisdiction of the concerned court.
- (ii) The petitioner will not induce any witness or tamper with the evidence.
- (iii) The petitioner shall co-operate in the investigation of the case and make himself available as and when required by the Police, otherwise, the prosecution is free to move for cancellation of his bail bond.

With the aforesaid direction, this application is allowed.

**(Vinod Kumar Sinha, J)**

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