

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.42221 of 2018

Arising Out of PS. Case No.-25 Year-2018 Thana- SURSAND District- Sitamarhi

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Deepak Thakur @ Deepak Kumar S/o Umesh Thakur, R/o Vill.- Babu Narha,
P.S.- Bajpatti, District- Sitamarhi.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Pushpendra Kumar Singh
For the Opposite Party/s : Mr. Sri Binod Kumar 3

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CORAM: HONOURABLE MR. JUSTICE S. KUMAR
ORAL ORDER

4 07-09-2018 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner apprehends his arrest in connection
with **Sursand P.S. Case No. 25 of 2018** registered for the
offence punishable under Sections 324, 307, 302/34 of the
Indian Penal Code.

Allegation against petitioner is that he was one of the
7 to 8 accused, who caught hold the deceased who was inflicted
knife blow by Raushan Kumar and Aditya Kumar. There is no
allegation against petitioner of committing any overt act. The
Informant has alleged that Munna Thakur was behind the crime,
who has been granted regular bail in Criminal Miscellaneous



No. 32846 of 2018 vide order dated 16.08.2018. Petitioner has got no criminal antecedent and he has been falsely implicated in this case due to village rivalry and pending dispute between the parties.

Considering the aforesaid facts and circumstances of the case, let the petitioner named above be released on bail, in the event of his arrest or surrender before the court below within a period of four weeks from today, on furnishing bail bond of Rs. 10,000/- with two sureties of the like amount each to the satisfaction of learned **Judicial Magistrate, Pupri, Sitamarhi**, in connection with **Sursand P.S. Case No. 25 of 2018** subject to the condition as laid down under Section 438(2) of the Cr.P.C.

(1) Bailors should be local having sufficient immovable property within the jurisdiction of the court concerned.

(2) Petitioner shall co-operate in the trial and shall be present on each and every date fixed by the court and his absence on two consecutive dates without proper and reasonable reason will be sufficient to cancel his bail bond.

(3) If the 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.

(S. Kumar, J)

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