

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.70881 of 2018

Arising Out of PS. Case No.-202 Year-2018 Thana- LALIT NARAYAN UNIVERSITY
District- Darbhanga

=====

Amit Kumar Sharma @ Amit Kumar Thakur @ Amit Kumar S/o Pawan Thakur @ Pawan Kumar Sharma @ Pawan Thakur Resident of Village- Sundrapur Chhati Pokhar, P.S.- L.N.M.U., Distt.-Darbhanga

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Vinay Kumar Mishra, Advocate

For the Opposite Party/s : Mr. Sri Uday Chand Prasad (APP)

=====

CORAM: HONOURABLE MR. JUSTICE S. KUMAR

ORAL ORDER

2 11-12-2018 Heard learned counsel for petitioner and learned counsel for the State.

Petitioner, who is in custody, seeks bail in connection with L.N.M.U. P.S. Case No. 202 of 2018 registered for the offences punishable under Sections 341, 342, 323, 307 and 34 of the Indian Penal Code and 27 of the Arms Act.

Allegation against petitioner is that he instigated Rajnish Kumar Thakur one of the co-accused to fire upon the informant which caused injury on his neck.

It has been submitted on behalf of the petitioner that he is innocent and has falsely been implicated in this case. There is no allegation against the petitioner of any overt act. He is the owner of the shop and informant and other came to purchase the mobile and some altercation took place between them resulting in present incident. He has no criminal antecedent



and he is in custody since 25.09.2018.

Considering the aforesaid fact and circumstances of the case, let the petitioner named above be released on bail upon furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Darbhanga in connection with L.N.M.U. P.S. Case No. 202 of 2018, subject to the conditions:

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

(2) Petitioner will co-operate in the trial and shall be properly represented on each and every date fixed by the court and will remain physically present as directed by Court and his absence on two consecutive dates without sufficient reason, their bail bond will be cancelled by the court below.

(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 petitioners.

(S. Kumar, J)

Rajiv/Manoj-

U		T	
---	--	---	--

