

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.39194 of 2018

Arising Out of PS.Case No. -5 Year- 2018 Thana -DANAPUR RAIL P.S. District- PATNA

1. Bodha Jha @ Ram Kumar Jha, S/o late Shivanand Jha, R/o Mohalla-
English, Ward No. 2, P.S.- Lakhisarai, District- Lakhisarai

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sanjeev Kumar, Advocate

For the Opposite Party/s : Mr. Bisheshwar Ram, APP

CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

4/ 31-07-2018

Heard learned counsel for the petitioner and learned

APP for the State.

Petitioner apprehends his arrest in **Danapur Rail P.S. Case No.05 of 2018** instituted for the offence under Section(s) 379, 420 and 120(B) Indian Penal Code in which Section 411 Indian Penal Code is also added.

Counsel for the petitioner submits that petitioner has not been named in the written report.

In the written report, there is mention of name of Pandit @ Tej Bahadur Ram and Arun in the accused column. Name of the petitioner has been taken by accused, Pandit @ Tej Bahadur Ram, after being arrested by the police. There is no recovery of any article from the possession of the petitioner.

In the facts and circumstances of the case, prayer of



the petitioner for grant of anticipatory bail is allowed. In the event of surrender/arrest of the petitioner, named above, within six weeks from today in connection with **Danapur Rail P.S. Case No.05 of 2018**, he shall be released on anticipatory bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the **Additional Chief Judicial Magistrate, Railway, Patna**, subject to the conditions as laid down under Section 438(2) Cr. P. C. with further conditions: (1) bailors should be local having sufficient immovable property within the jurisdiction of the court concerned, (2) petitioner shall cooperate 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 liable to cancel his bail bond and (3) if 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.

(Sanjay Priya, J)

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Rohit Kr.

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