

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.46941 of 2018

Arising Out of PS.Case No. -82 Year- 2018 Thana -KAHAIYA District- MUZAFFARPUR

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1. Vikash Kumar, S/o Ram Naresh Singh, R/o Village- Repura, Rampur
Balli, P.S.- Saraiya, District- Muzaffarpur.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sanjay Kumar @ S.K.

For the Opposite Party/s : Mr. Sri Chaubey Jawahar

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

2 27-08-2018 Heard learned counsel for the petitioner as well as the

State.

The petitioner apprehends his arrest in Kathaiya P.S.

Case No. 82/2018, instituted for the offences punishable under

Sections 413, 414, 412, 120(B)/34 of the Indian Penal Code read

with Sections 25(1-B)A, 26 and 35 of the Arms Act.

Learned counsel for the petitioner has submitted that

petitioner has clean antecedent. In the written report, it is alleged

that a tractor loaded with garlic was apprehended by police and

two persons were apprehended, namely, Om Prakash @ Om

Prakash Jha and Deep Ranjan @ Radhey Shyam. From possession

of accused Deep Ranjan @ Radhey Shyam one loaded country

made *Katta* was recovered and from possession of accused Om

Prakash one mobile was recovered. They disclosed the name of



this petitioner before police in their confessional statement.

Considering the facts and circumstances of the case, the prayer for anticipatory bail of the petitioner is allowed. In the event of surrender/arrest of the petitioner, named above, within six weeks from today, in connection with Kathaiya P.S. Case No. 82/2018, 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 learned A.C.J.M. IInd, (West) Muzaffarpur, subject to the conditions as laid down under Section 438(2) of the 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 absence on two consecutive dates without proper and reasonable reason will automatically cancel bail bond of the petitioner and (3) if petitioner tamper 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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