

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.7593 of 2018

Arising Out of PS.Case No. -162 Year- 2017 Thana -PANDAUL District- MADHUBANI

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Shambhu Yadav, Son of Ram Gulam Yadav, Resident of Village-Haiderpur, East Tole, P.S.-Pandaul, District-Madhubani.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Gagan Deo Yadav, Advocate.

For the Opposite Party/s : Mr. Uday Pratap Singh, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

2 27-02-2018 Heard learned counsel for the petitioner and the State.

The petitioner apprehends his arrest in **Pandaul P.S.**

Case No. 162 of 2017 instituted for the offence under Sections 147, 148, 149, 341, 323, 324, 307, 504 and 379 of the Indian Penal Code.

Learned counsel for the petitioner has submitted that occurrence has taken place on account of land dispute between the parties. Both parties are agnates.

Allegation against the petitioner is that he assaulted the informant with *Farsa* on the neck of the informant but he sustained injury on the head.

The injury report has been enclosed as Annexure-2 wherein the Doctor has found all the injuries to be simple in nature caused by sharp cutting weapon.



Considering the facts and circumstances of the case, 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 **Pandaul P.S. Case No. 162 of 2017**, 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 **learned Chief Judicial Magistrate, Madhubani**, 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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