

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.4426 of 2018

Arising Out of PS. Case No.-85 Year-2017 Thana- SONBERSA District- Saharsa

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Amit Sah @ Rabindra Kumar, S/o Lakru Sah @ Surendra Sah, R/o village-
Arsi, P.S.- Sonbersa Raj (Kash Nagar O.P.), District- Saharsa.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Bhim Kumar Yadav, Advocate

For the Opposite Party/s : Mr. Ataur Rahman, APP

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

3 20-03-2018

Heard learned counsel for the petitioner and the State.

The petitioner apprehends arrest in Sonbarsa Raj
(O.P. Kashnagar) P.S. Case No. 85 of 2017 instituted for the
offence under Sections 341, 323, 324, 307, 384, 386, 379, 504,
506,385,34 of the IPC.

Counsel for the petitioner has submitted that all the
injuries on the person of injured are simple in nature caused by
hard and blunt substance. Allegation against the petitioner is of
assaulting the son of the informant with butt of rifle causing
injury in his head. The injury report has been enclosed as
Annexure-2, wherein, doctor has found lacerated wound on
head and arm caused by hard and blunt object. The opinion has
been kept reserved.

In such circumstances, prayer for anticipatory bail is
allowed and it is ordered that the petitioner, named above, in the



event of his arrest or surrender in the court below within six weeks from the date of receipt/production of copy of this order, shall be released on bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each in connection with Sonbarsa Raj(O.P. Kashnagar) P.S. Case No. 85 of 2017 to the satisfaction of the learned Chief Judicial Magistrate, Saharsa, subject to condition as laid down u/S 438 (2) of the Cr. P.C. with further conditions (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 dated fixed by the court and absence on two consecutive dates without proper and reasonable reason, will automatically cancel bail bonds of the petitioner and (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.

(Sanjay Priya, J)

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