

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.49105 of 2018

Arising Out of PS.Case No. -94 Year- 2018 Thana -SAHARSA District- SAHARSA

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1. Mukesh Kumar @ Mukesh Sharma Son of Arun Sharma Resident of Village/Mohalla- Bhartiya Nagar, Ward No. 24, P.S. and District- Saharsa.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Subesh Sharma

For the Opposite Party/s : Mr. Sri Suresh Prasad Singh

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 27-08-2018 Heard the parties.

The petitioner is apprehending his arrest in connection with Saharsa Sadar P.S.Cae No.94 of 2018, registered for offences punishable under Sections 341, 323, 307, 506/34 of the Indian Penal Code.

Petitioner is not named in the FIR and later on his name transpired in this case.

Submission of the learned counsel for the petitioner is that there is no specific allegation against the petitioner and later on he has been made accused in this case.

Heard learned A.P.P. also.

Having heard both sides and in view of the facts and circumstances, as stated above, let the petitioner, above named, in



the event of arrest or surrender before the court below within a period of six weeks from the date of receipt of the order, be released on bail on furnishing bail bond of Rs.25,000/- (Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned CJM, Saharsa in connection with Saharsa Sadar P.S.Case No.94 of 2018 subject to condition as laid down under Section 438 (2) of the Code of Criminal Procedure.

With following conditions :

- (i) One of the bailors of the petitioner shall be a local person having sufficient immovable property within the jurisdiction of the concerned court.
- (ii) The petitioner will not induce any witness or tamper with the evidence.
- (iii) The petitioner shall co-operate in the investigation of the case and make himself available as and when required by the Police, otherwise, the prosecution is free to move for cancellation of his bail bond.

With the aforesaid direction, this application is allowed.

(Vinod Kumar Sinha, J)

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