

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.18917 of 2018

Arising Out of PS.Case No. -16 Year- 2018 Thana -KHAJEKALLAN District- PATNA

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1. Vinod Kumar @ Vinod Kumar Soni @ Teny, son of Rajendra Prasad,
resident of Dr. Masuk Ali Road, Gurhatta, P.S. Khajekalan, District
Patna.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

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

For the Opposite Party/s : Mr. Shantanu Kumar, APP

Mr. Shashi Shankar Sharma, Advocate

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

3/ 26-04-2018

Heard learned counsel for the petitioner and learned

APP for the State as well as counsel for the Informant.

Petitioner apprehends his arrest in **Khajekalan P.S.**

Case No.16 of 2018 instituted for the offence under Section(s)
302 Indian Penal Code and Section 27 of the Arms Act.

It is submitted that the petitioner is not named in the
First Information Report. Name of this petitioner has been
disclosed by co-accused, Ravi Shankar Sinha, in his confessional
statement.

Counsel for the Informant has submitted that Ravi
Shankar Sinha has taken name of this petitioner.

Learned APP has submitted that there is mention of
CCTV footage, wherein, it is found that one person was seen
making firing, but he had covered his face by Muffler.



In such circumstances, there is no direct allegation against the petitioner either in the written report or in the case diary.

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 **Khajekalan P.S. Case No.16 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 **Sub-Divisional Judicial Magistrate, Patna City**, 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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