

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.36988 of 2018

Arising Out of PS. Case No.-315 Year-2017 Thana- BRAHMPUR District- Buxar

Aditya Tiwari, S/o Late Ram Chandra Tiwari, R/o Vill.- Bishunpur, P.S.-
Shahpur, District- Bhojpur.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr. Arun Kumar Pandey, Advocate
For the Opposite Party/s : Mr. Lalan Kumar, APP

CORAM: HONOURABLE MR. JUSTICE SHIVAJI PANDEY
ORAL ORDER

2 02-07-2018 Heard learned counsel for the petitioner and learned
counsel for the State.

In this case, the petitioner is seeking anticipatory bail
in connection with Brahmpur P.S. Case No.315 of 2017,
registered for the offence punishable under Sections
341/323/307/384/379/504/506/34 of the Indian Penal Code.

The informant is the Manager of Indian made
foreign liquor. Allegation has been made that while the
informant was passing through the village, he was intercepted
and assaulted by the petitioner and others for not supplying the
liquor.



Learned counsel for the petitioner submits that it is the informant who used to supply the liquor in the locality and when the petitioner objected the same, this false case has been lodged against the petitioner.

From the F.I.R. it appears that the font of the words in the upper side of the F.I.R. is big one and gradually it has been decreased. It also appears that the case was registered on 03.05.2017 but the Chief Judicial Magistrate has received the same on 04.09.2017 i.e. after delay of about four months.

Looking to the aforesaid facts and circumstances of the case, let the petitioner, namely, Aditya Tiwari, be released on anticipatory bail in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand Only) with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Buxar, in connection with Brahmpur P.S. Case No.315 of 2017, subject to the condition as laid down under Section 438(2) of the Code of Criminal Procedure. Further condition is that whenever the police will call the petitioner for the purposes of investigation and interrogation, he will remain present for the investigation. In the event of being absent on two consecutive dates without



reasonable explanation, the present order will be treated to have
been cancelled.

(Shivaji Pandey, J)

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