

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.68041 of 2018

Arising Out of PS. Case No.-73 Year-2018 Thana- SINGHIYA District- Samastipur

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Suman Ji Jha, S/o Mani Kant Jha, resident of Village- Sreepur Mauan
Singhia, P.S.- Singhia, District- Samastipur.

... .. Petitioner

Versus

The State of Bihar.

... .. Opposite Party

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Appearance :

For the Petitioner : Mr. Vinay Kumar Mishra, Advocate.
For the Opposite Party : Mr. Rajendra Prasad Nat, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 19-12-2018 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner is apprehending his arrest in a case for
the offence registered under Sections 147, 148, 224, 225, 307,
323, 338, 332, 333, 337, 341, 353 and 504 of the IPC.

The prosecution story, in brief, is that other co-
accused persons put resistance before the police party which has
arrested this petitioner Suman ji Jha, an accused of Singhia P.S.
Case No. 61 of 2018 and assaulted the police party by bricks
and got freed this petitioner Suman Ji Jha from the police
custody in the occurrence. Some of the member of police party
sustained injuries on their person.

It has been submitted by learned counsel for the
petitioner that the petitioner has falsely been implicated in the



present case. There is no allegation of tampering with the witnesses alleged against the petitioner. The allegation is that brick-batting had taken place in course of occurrence. There is no injury report in the case diary to suggest whether offence under Section 307 of the IPC is made out or not. No specific overt act is alleged against the petitioner. General and omnibus allegation has been made against the petitioner.

On behalf of the learned counsel for the State, it has been submitted that the petitioner is named in the F.I.R.

Considering the aforesaid facts and circumstances, let the petitioner above named, in the event of arrest or surrender before the learned court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned A.C.J.M.-V, Rosera, Samastipur, in connection with Singhia P.S. Case No. 73 of 2018, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

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