

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.72459 of 2018

Arising Out of PS. Case No.-321 Year-2018 Thana- KANTI THARMAL POWER District-
Muzaffarpur

=====

Om Prakash Choutala, Son of Harendra Sahani, Resident of Village-Dharu
Patti, P.S.-Aurai, District-Muzaffarpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr.Ravi Ranjan
For the Opposite Party/s : Mr.Sri Sanjay Kumar

=====

CORAM: HONOURABLE MR. JUSTICE S. KUMAR
ORAL ORDER

3 20-12-2018 Heard learned counsel for the parties.

Petitioner seeks bail in Kanti P.S. Case No. **321/2018**
registered for the offence punishable under Sections 307, 393 of
the Indian Penal Code and Section 27 of the Arms Act.

Informant in his fardbeyan has stated that when he was
going to Gopalpur from his motorcycle, two accused persons
dashed his motorcycle as a result of which he fell down.
Thereafter, the miscreants started opening the dickey of the
motorcycle and when the informant raised alarm, the miscreants
fired at the left leg of the informant and fled away without
looting any article.

It has been submitted on behalf of the petitioner that
petitioner is innocent and has falsely been implicated in this



case as he is neither named in the F.I.R. nor during entire investigation any witness has stated that they saw the petitioner committing the crime in question. It has been further submitted that petitioner has been remanded in this case.

Considering the aforesaid facts and circumstances of the case, let the petitioner named above be released on bail upon furnishing bail bond of Rs. 10,000/- with two sureties of the like amount each to the satisfaction of learned S.D.J.M., West Muzaffarpur in connection with Kanti P.S. Case No. 321/2018, with following conditions:-

(1) Bailors should be local having sufficient immovable property within the jurisdiction of the court concerned.

(2) Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the court and shall remain physically present as directed by the Court and his absence on two consecutive dates without sufficient reason, his bail bond shall be cancelled by the court below.

(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.

(S. Kumar, J)

Sanjay/-

U		T	
---	--	---	--

