

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.24041 of 2018

Arising Out of PS.Case No. -21 Year- 2018 Thana -ROUH District- NAWADA

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Md. Halim @ Kara, S/o Md. Aslam, Resident of Village- Marui, P.S.- Roh,
District- Nawada.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Yogesh Chandra Verma, Sr. Advocate
Mr. Krishna Deo Raj, Advocate

For the State : Mr. Rajendra Prasad Nat, APP

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN
ORAL ORDER

2 27-04-2018 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner is in custody since 15.03.2018 in connection with Roh P.S. Case No. 21 of 2018 for the offences alleged under Sections 341, 323, 307, 379, 384, 354, 504/34 of the Indian Penal Code and Section 27 of the Arms Act.

3. It is submitted that the petitioner has been falsely implicated owing to past enmity. The brother of co-accused Md. Isha @ Chunnu had earlier filed Roh P.S. Case No. 37 of 2017 against the informant and others and the present case is the backlash of the same. No injury has been caused to anyone nor any assault attributed to the petitioner.

4. Learned APP for the State assisted by learned counsel appearing for the informant suo motu opposes the bail petition.

5. Be that as it may, having regard to the entirety of the facts and circumstances of the case, let the petitioner above named be released on bail on furnishing bail bond of Rs.10,000/-(ten thousand) with two sureties of like amount each to the satisfaction



of learned Additional Chief Judicial Magistrate-IV, Nawada in connection with Roh P.S. Case No. 21 of 2018, on the following conditions:-

(i) That one of the bailors shall be a close relative of the petitioner.

(ii) That the petitioner shall not indulge in any similar offence till conclusion of the trial.

(iii) That the petitioner shall remain physically present in court on each and every date during trial and in the event of failure on two consecutive dates without sufficient reason, his bail bond shall be liable to be cancelled by the learned Court concerned.

(iv) The petitioner shall cooperate with the investigation, if not already concluded, and make himself available as and when so required and in case of failure, the State shall be at liberty to move for cancellation of bail.

B.T/Chandran

(Vikash Jain, J)

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