

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.479 of 2019

Arising Out of PS. Case No.-150 Year-2018 Thana- BAUSI District- Purnia

Md. Nurshed @ Md. Nurshid, aged about 30 years Male person, son of
Mojibur Rahman, resident of Village - Majlishpur, Police Station Baisi,
District Purnea (Bihar)

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner	:	Mr. Raj Kumar, Advocate
For the Informant	:	Mr. N.K. Agrawal, Sr. Advocate
		Mr. Bidhu Ranjan, Advocate
For the Opposite Party	:	Mr. Satya Nand Shukla, APP

CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN
ORAL ORDER

2 31-01-2019 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioner apprehends his arrest for the offences
alleged under Sections 323, 341, 504, 307 and 379/34 of the Indian
Penal Code registered in connection with Baisi P.S. Case No. 150 of
2018.

3. It is submitted that the petitioner has been falsely
implicated and accusation of assault by the petitioner on the head of
Md. Navej by iron rod is not supported by the injury report which
discloses the injuries by sharp cutting substance. The final injury
report, in absence of CT scan report, shows that the injuries are
simple in nature. The petitioner claims clean antecedents.

4. Be that as it may, in the event of the petitioner's arrest
or surrender before the court below within six weeks from the date of
communication of this order, let the above named petitioner 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
Chief Judicial Magistrate, Purnea in connection with Baisi P.S. Case



No. 150 of 2018, subject to the conditions as laid down under Section 438 (2) Cr.P.C. and with further 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) That 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.

BT/Chandran

(Vikash Jain, J)

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