

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.8740 of 2019

Arising Out of PS. Case No.-332 Year-2018 Thana- BHORE District-
Gopalganj

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Anish Kumar, male, aged about 21 years, son of Hari Shankar Kushwaha
alias Hari Shankar Bhakt Resident of Village- Kukurbhukka, Police
Station- Bhorey, District - Gopalganj.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

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Appearance :

For the Petitioner : Mr. Lokesh Kumar Singh, Advocate.

For the Opposite Party: APP

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL ORDER

2 14-02-2019 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioner apprehends his arrest for the offences
alleged under Sections 147, 149, 323, 504, 353 of the Indian Penal
Code registered in connection with Bhorey P.S. Case No. 332 of 2018.

3. It is submitted that the petitioner has been falsely
implicated and the F.I.R. has been instituted against as many as 14
named and 40-50 unknown persons. The petitioner merely happened
to be in the vicinity and the accusations are general and omnibus in
nature without any specific accusation attributed to the petitioner.
Similarly situated co-accused Deepak Kumar has been granted
anticipatory bail by this Court in Cr. Misc. No. 4111 of 2019. 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, Gopalganj in connection with Bhorey P.S. Case No. 332 of 2018, subject to the conditions as laid down under Section 438 (2) Cr.P.C., and also subject to the following 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 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.

(iv) 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.

(Vikash Jain, J)

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