

IN THE HIGH COURT OF JUDICATURE AT PATNA

CRIMINAL MISCELLANEOUS No.9529 of 2019

Arising Out of PS. Case No.-581 Year-2018 Thana- GOPALGANJ TOWN District-

Gopalganj

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EKBAL MIAN Son of Bechu Mian Resident of Village- Dahibhata Takiya
Tola, P.S.- Uchkagaon, District- Gopalganj

... .. Petitioner/s

Versus

THE STATE OF BIHAR.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Upendra Yadav

For the Opposite Party/s : Mr. Sanjay Kumar Singh, APP

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CORAM: HONOURABLE MR. JUSTICE S. KUMAR

ORAL ORDER

3 27-02-2019 Heard learned counsel for the petitioner and learned
counsel for the State.

Petitioner, who is in custody, seeks bail in
connection with Gopalganj Nagar P.S. Case No. 581 of 2018
registered for the offence punishable under Sections 448, 341,
324, 307, 302, 504, 506/34 of the Indian Penal Code.

Informant has alleged in his fardbeyan that while he
was sitting with family members, FIR named accused Ekbal
Mian (petitioner) and Samshad Mian entered into the room and
started stabbing his grand son Ashraf Ali and when his two
daughters in law came to save him they were also assaulted.

It has been submitted on behalf of the petitioner that



there is no allegation of any overt act against petitioner and except being present at the place of occurrence there is no allegation levelled against him. Petitioner has no criminal antecedent and he is in custody since 03.10.2018.

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/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Gopalganj, in connection with Gopalganj Nagar P.S. Case No. 581 of 2018 subject to the conditions that:-

(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 his absence on two consecutive dates without proper and sufficient reason the trial court will be at liberty to cancel his bail bond.

(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)

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