

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.532 of 2019

Arising Out of PS. Case No.-401 Year-2017 Thana- BODHGAYA District- Gaya

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Gautam Yadav @ Gautam Kumar, Son of Rambalak Yadav, Resident of
Village - Rampur, P.S. Bodhgaya, District -Gaya

... .. Petitioner

Versus

The State Of Bihar

... .. Opposite Party

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Appearance :

For the Petitioner : Mr. Ashok Kumar, Advocate
For the State : Mr. Shyam Bihari Singh, APP

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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 147, 148, 149, 447, 341, 323, 326, 307, 379,
427 and 506 of the Indian Penal Code registered in connection with
Bodhgaya P.S. Case No. 401 of 2017.

3. It is submitted that the petitioner has been falsely
implicated in the backdrop of land dispute and there is case and
counter case between the parties. No specific accusation of assault
has been attributed to the petitioner. 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)
each with two sureties of like amount each to the satisfaction of
learned Chief Judicial Magistrate, Gaya in connection with
Bodhgaya P.S. Case No. 401 of 2017, subject to the conditions as laid
down under Section 438 (2) of the 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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