

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.21366 of 2019**

Arising Out of PS. Case No.-63 Year-2018 Thana- TANDWA District-
Aurangabad

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Sarveshwar Singh @ Sarvesh Kumar Singh, aged about 34 years, male,
Son of Vinay Singh, Resident of Village- Chandragarh, P.S.- Navi Nagar,
District- Aurangabad.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

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Appearance :

For the Petitioner : Mr. Yogendra Kumar, Advocate.

For the Opposite Party: APP

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL ORDER

2 05-04-2019 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, 324, 307, 504 and 506 of
the Indian Penal Code registered in connection with Tandawa P.S.
Case No. 63 of 2018, G.R. No. 1560 of 2018.

3. It is submitted that the petitioner has been falsely
implicated in the backdrop of petty dispute and there is case and
counter case between the parties. The accusation of assault with
farsa on the head of the informant is not corroborated with the
injury report which discloses injury caused by hard and blunt
substance. Other co-accused persons have been granted
anticipatory bail by this Court in Cr. Misc. No. 7484 of 2019.
There is only one prior case in which he has been made accused
and he is on bail.

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 Additional Chief Judicial Magistrate, Aurangabad in connection with Tandawa P.S. Case No. 63 of 2018, G.R. No. 1560 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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