

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.79416 of 2018

Arising Out of PS. Case No.-288 Year-2018 Thana- BARHARIA District- Siwan

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Dharmendra Sharma Son of Gorakh Sharma @ Sudama Sharma, Resident of
Village- Dhanaw, P.S. - Barharia, District- Siwan.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Javed Aslam

For the Opposite Party/s : Mr.Sri Ashok Kumar Singh

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CORAM: HONOURABLE MR. JUSTICE S. KUMAR

ORAL ORDER

3 15-02-2019 Heard learned counsel for the petitioner and learned
counsel for the State.

Petitioner, who is in custody, seeks bail in
connection with Barharia P.S. Case No. 288 of 2018 registered
for the offence punishable under Sections 341, 323, 307, 504,
302 of the Indian Penal Code.

Informant has alleged that when his grandson was
coming, FIR named accused on issue of road-rage brutally
assaulted his grandson, as a result of which he subsequently
died.

It has been submitted on behalf of the petitioner that
he is not named in the FIR. He has been implicated in this case
on the basis of subsequent re-statement of informant. Petitioner
has no criminal antecedent and he is in custody since



27.09.2018.

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 C.J.M., Siwan, in connection with Barharia P.S. Case No. 288 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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