

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.26812 of 2019**

Arising Out of PS. Case No.-31 Year-2019 Thana- DARIYAPUR District-
Saran

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SADDAM ALAM, male, aged about 20 years, Son of Mahamad Ali, Resident
of Village/Mohallah- Jaitipur, P.S.- Dariyapur, District- Saran at Chapra.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

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Appearance :

For the Petitioner : Mr. Rakesh Kumar, Advocate.

For the Opposite Party: APP

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL ORDER

2 24-04-2019 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner apprehends his arrest for the offences
alleged under Sections 341, 323, 294, 354, 504, 506/34 of the
Indian Penal Code registered in connection with Dariyapur P.S.
Case No. 31 of 2019.

3. It is submitted that the petitioner has been falsely
implicated merely because one of the family members of the
petitioner went to the house of the informant for making
complain along with other villagers. When the informant was in a
compromise position with one Chhotu Sarkar which was
objective to by Sahabu coming on his pick-up van. The petitioner
resides in Patna and helps his father in his scrap business. The
villagers along with Mukhiya and members of Panchayat Samiti
have given a petition to the S.H.O. Dariyapur to the effect that the
accused persons were innocent and had been implicated in a
false case (Annexure-2).

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-IVth, Saran at Chapra in connection with Dariyapur P.S. Case No. 31 of 2019, 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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