

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.76660 of 2018

Arising Out of PS. Case No.-294 Year-2018 Thana- ISLAMPUR District- Nalanda

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Dharmendra Kumar son of Chandrashewar Prasad @ Chandreshwar
Prasad Resident of Village- Lodipur, P.S. Islampur, District Nalanda.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Mukesh Kumar
For the Opposite Party/s : Mr.Khurshid Anwar

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN
ORAL ORDER

2 07-02-2019 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, 341, 323, 504, 506, 307, 342, 353 IPC and Section 27 of the Arms Act registered in connection with Islampur P.S. Case No. 294 of 2018.

3. It is submitted that the petitioner has been falsely implicated on mere suspicion. The accusation of creating obstruction and firing is general and omnibus in nature. No injury has been caused to anyone. Similarly situated co-accused have been granted anticipatory bail by this Court in Cr.Misc. No. 72088 of 2018 and Cr. Misc. No.70810 of 2018. 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) with two sureties of like amount each to the satisfaction of learned ACJM III, Hilsa, Nalanda, in connection with Islampur P.S. Case No. 294 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 co-operate 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. 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.

Chandran/-

(Vikash Jain, J)

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