

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.38294 of 2019

Arising Out of PS. Case No.-137 Year-2014 Thana- DARBHANGA SADAR District-
Darbhanga

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RAJESH GUPTA Son of Mahabir Prasad Gupta Resident of Mohalla -
Kaidrabad, P.S.- L.N.M.U., District- Darbhanga

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Anjani Kumar Sinha
For the Opposite Party/s : Mr.Tarkeshwar Nath Thakur

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN
ORAL ORDER

2 27-06-2019 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, 307,379, 504/34 IPC registered in connection
with Sadar P.S. Case No. 137 of 2014.

3. It is submitted that the petitioner has been falsely implicated
in the backdrop of business rivalry. It is submitted that the accusation
of assault with knife is not supported by the injury report which
discloses injury caused by hard blunt substance. In any event, the
injuries are simple in nature. 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
CJM, Darbhanga in connection with Sadar P.S. Case No. 137 of 2014,
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.

(Vikash Jain, J)

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