

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.37595 of 2019**

Arising Out of PS. Case No.-37 Year-2019 Thana- GOGRI District- Khagaria
=====

SHIVAM YADAV, aged about 23 years, male, S/o Lal Yadav R/o village-
Dhankheta, P.S.- Gogari, District- Khagaria

... .. Petitioner

Versus

THE STATE OF BIHAR

... .. Opposite Party

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Appearance :

For the Petitioner : Mr. Indrajit Kumar. Advocate.

For the Opposite Party: APP

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL ORDER

2 24-06-2019 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, 354, 307/34 of the Indian Penal
Code registered in connection with Gogari P.S. Case No. 37 of
2019.

3. It is submitted that the petitioner has been falsely
implicated in the backdrop of land dispute. The accusation of
assault is general and omnibus without any specific assault
attributed to the petitioner. Injuries resulting from the assault
alleged against the petitioner are simple in nature. The
petitioners claim 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 Chief Judicial Magistrate, Khagaria
in connection with Gogari P.S. Case No. 37 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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