

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.38226 of 2019**

Arising Out of PS. Case No.-57 Year-2018 Thana- SISWAN District- Siwan
=====

TUNNA KHAN, aged about 65 years, male, Son of Samulah Khan Resident
of Village - Shekhpura, P.S.- M.H. Nagar, Distt - Siwan.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

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Appearance :

For the Petitioner : Mr. Ramadhar Shekhar, Advocate.

For the Opposite Party: APP

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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 147, 148, 149, 342, 188, 427, 323, 435,
379, 295(A), 296, 504 and 506 of the Indian Penal Code
registered in connection with Sishwan (M.H. Nagar) P.S. Case No.
57 of 2018.

3. It is submitted that the petitioner has been falsely
implicated and the accusations are general and omnibus in
nature. The specific accusation of firing is upon co-accused Dablu
Khan. The petitioner is 65 years of age and 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 Additional Chief Judicial Magistrate-
IV, Siwan in connection with Sishwan (M.H. Nagar) P.S. Case No.



57 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 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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