

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.40410 of 2019

Arising Out of PS. Case No.-57 Year-2017 Thana- MASHRAK District- Saran

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Munna Kumar Rastogi @ Munna Prasad Rastogi, aged about 38 years, Male,
Son of Dharmdeo Prasad Rastogi, resident of Mashrak, P.S. - Mashrakh,
District - Saran.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Harish Kumar, Advocate

For the Opposite Party/s : Mr. Binod Kumar No.3, APP

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CORAM: HONOURABLE MR. JUSTICE SHIVAJI PANDEY
ORAL ORDER

2 02-07-2019 Heard learned counsel for the petitioner and

learned counsel for the State.

In this case, the petitioner is seeking anticipatory
bail in connection with Mashrak P.S. Case No. 57 of 2017,
registered for the offence under Sections 147, 149, 109, 341,
323, 379, 353, 427, 504 and 506 of the Indian Penal Code.

Allegation has been made that in pursuance of the
order of this Court passed in C.W.J.C. No.10817 of 2016 the
Government Officials had gone to lay the foundation of the
building, while the foundation was being created, the a mob
came there and destroyed the constructed work.

Learned counsel for the petitioner submits that no
such order passed in C.W.J.C. No.10817 of 2016, which is



apparently clear from Annexure-3 to this bail petition, inasmuch as, no direct allegation has been made against the present petitioner.

Looking to the aforesaid facts, let the above-named petitioner be released on anticipatory bail in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand Only) with two sureties of the like amount each to the satisfaction of the A.C.J.M.-VIII, Saran, in connection with Mashrak P.S. Case no. 57 of 2017, subject to the condition as laid down under Section 438(2) of the Code of Criminal Procedure. Further condition is that whenever the police will call the petitioner for the purposes of investigation and interrogation, he will remain present for the investigation. In the event of being absent on two consecutive dates without reasonable explanation, the present order will be treated to have been cancelled.

(Shivaji Pandey, J)

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