

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.41183 of 2019

Arising Out of PS. Case No.-144 Year-2014 Thana- NAWADA District- Nawada

NITISH KUMAR @ NITISH YADAV S/O Ram Sawaroop Yadav Resident of
Village- Jamuawan, P.S.- Nawada (Kadirganj), District- Nawada.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sheo Kumar Prasad

For the Opposite Party/s : Mr.Rajendra Nath Jha

CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN
ORAL ORDER

3 19-09-2019 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, 323, 337, 338, 307, 333, 216(A), 224, 225, 341, 342, 353, 427, 379, 504 of the Indian Penal Code and Section 27 of the Arms Act registered in connection with Nawada Town (Kadirganj) P.S. Case No. 144 of 2014.

3. It is submitted that the petitioner has been falsely implicated and the FIR is against as many as eight named accused persons and 20-25 unknown persons. The petitioner merely happened to be in the vicinity and the accusations are general and omnibus in nature without any specific accusation attributed to the petitioner. Similarly situated co-accused Deepak Kumar has been granted anticipatory bail by this Court in Cr. Misc.No. 33442 of 2019. 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



CJM, Nawada, in connection with Nawada Town(Kadiirganj) P.S. Case No. 144 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)

Chandran/-

U		T	
---	--	---	--

