

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.56787 of 2019

Arising Out of PS. Case No.-305 Year-2018 Thana- DUMRAO District- Buxar

VISHOKA CHAND S/o Baban Chand R/o village- Akauni, P.S.- Dumraon,
District- Buxar

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Jagdish Prasad

For the Opposite Party/s : Mr.Lalan Kumar

CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL ORDER

2 06-09-2019 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioner apprehends his arrest for the offences alleged under Sections 341, 323, 324, 307, 504/506 and 379/34 of the Indian Penal Code registered in connection with Dumraon P.S. Case No. 305/2018.

3. It is submitted that the petitioner has been falsely implicated and there is case and counter case between the parties. It is submitted that the petitioners are merely said to have instigated other co-accused persons and no accusation whatsoever of assault or theft has been attributed to the petitioner. The petitioner's case stand on better footing than that of Chunmun Chand is who said to have assaulted with cricket wicket and has caused grievous injury on the right index finger of the victim. The petitioner suffers from 60% disability in the left lower limb as post polio deformities (Annexure-2), who 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, Buxar, in connection with Dumraon P.S. Case No. 305/2018 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 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	
---	--	---	--

