

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.45336 of 2019

Arising Out of PS. Case No.-313 Year-2018 Thana- FATEHPUR District- Gaya

MUSAFIR YADAV @ MOSAFIR PRASAD YADAV, Male, aged about 38 years, Son of Jagdeo Yadav @ Fakir Yadav, Resident of Village- Mohan Bigha, P.S.- Fatehpur, District- Gaya..

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Pramod Kumar Verma, Adv.

For the Opposite Party/s : Mr.Binod Kumar (APP)

CORAM: HONOURABLE MR. JUSTICE S. KUMAR
ORAL ORDER

2 24-07-2019 Heard learned counsel for petitioner and learned counsel for the State.

Petitioner, who is in custody, seeks bail in connection with Fatehpur P.S. Case No. 313 of 2018 registered for the offences punishable under Sections 147, 148, 149, 504, 427, 307 of the Indian Penal Code and Section 27 of the Arms Act.

Allegation against the petitioner is of causing gun shot injury on the right shoulder of the informant.

Petitioner has earlier moved this Court for bail vide Cr. Misc. No. 4432 of 2019 which was rejected on 13.03.2019. Petitioner is in custody since 13.10.2018.

Considering the aforesaid facts and circumstances



of the case and the observation made in order dated 06.03.2018 passed in Cr. Misc. No. 6956 of 2018, petitioner named above be released on bail upon furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned A.D.J-II, Gaya, in connection with Fatehpur P.S. Case No. 313 of 2018 with following conditions:

(1) Bailors should be local having sufficient immovable property within the jurisdiction of the court concerned.

(2) Petitioner shall co-operate in the trial and shall be present on each and every date fixed by the court and his absence on two consecutive dates without proper and valid reason trial court shall have liberty to cancel his bail bond.

(3) If the petitioner tampers with the evidence or the witnesses of the case, in that case, prosecution will be at liberty to move for cancellation of bail of the petitioner.

(S. Kumar, J)

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