

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.52908 of 2019

Arising Out of PS. Case No.-106 Year-2018 Thana- LAHERIYASARAI District- Darbhanga

SHRAWAN YADAV Son of Chhathu Yadav Resident of Village - Abhanda
Pokhar Krishna Nagar, P.S.- Laheriasarai, Dist.- Darbhanga.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Iqbal Asif Niazi

For the Opposite Party/s : Mr.Chandra Sen Prasad Singh

CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL ORDER

2 23-08-2019 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, 379, 307/34 of the Indian Penal Code registered in connection with Laheriasarai P.S. Case No. 106/2018.

3. It is submitted that the petitioner has been falsely implicated in the backdrop of land dispute and the parties are co-villagers. It is submitted that the petitioner has delivered a dagger blow on the head of the informant, which is however not corroborated with the injury report which discloses two lacerated wounds and one scratch mark. In any event the injuries are simple in nature. The petitioner 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, Darbhanga, in connection with Laheriasarai P.S. Case No. 106/2018, 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)

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