

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.54385 of 2019

Arising Out of PS. Case No.-510 Year-2018 Thana- JAHANABAD District- Jehanabad

HAROON RASHEED @ HARUN RASHID Son of Late Md. Issa Resident
of Mohalla - Khan Bahadur Road, Jehanabad, P.S.- Jehanabad, Distt –
Jehanabad. Petitioner

Versus

The State of Bihar Opposite Party

Appearance :

For the Petitioner/s : Mr.Sunil Kumar

For the Opposite Party/s : Mr.Nityanand

**CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI SHARAN
SINGH**

ORAL ORDER

2 30-08-2019 Heard learned counsel for the parties.

This application for anticipatory bail arises out of
Jehanabad P.S. Case No. 510 of 2018 for the offence punishable
under Sections 448, 427 and 420 of the Indian Penal Code and
Section 3 of Prevention of Damage to Public Property Act,
1984.

There is allegation against the persons, named in
the First Information Report, that they were found engaged in
getting the building of Kasturba Gandhi Vidyalaya, Jehanabad,
demolished with J.C.B. machine illegally.

Learned counsel appearing on behalf of the
petitioner has submitted that he is a practicing lawyer of
Jehanabad Civil Court and he has been implicated because he
was conducting case on behalf of land owner, Zafar Imam, who
is also an accused. He has further submitted that, even as per the



First Information Report, the petitioner was caught by the police along with others and taken to the police station, but the petitioner was not formally arrested. He submits that considering the nature of allegation, there cannot be any likelihood of the petitioner's fleeing away from course of investigation or trial.

Considering the above submission, this application is allowed.

Let the petitioner above named, in the event of his arrest/surrender within six weeks from today in the Court below, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned C.J.M., Jehanabad, in Jehanabad P.S. Case No. 510 of 2018, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

This is subject to the condition that the petitioner shall present himself before the Police/Court, as the case may be, as and when required and in the event of failure on his part to appear before the Court on two consecutive occasions, his bail bonds shall be liable to be cancelled.

(Chakradhari Sharan Singh, J)

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