

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.55280 of 2019

Arising Out of PS. Case No.-190 Year-2018 Thana- SHAHKUND District- Bhagalpur

MD. SHAFI Son of Md. Sanjoor Resident of Village - Rampur, P.S.- Tarapur,
Dist.- Munger.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Md. Najmul Hodda

For the Opposite Party/s : Mr.Pancha Nand Pandit

CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI SHARAN SINGH

ORAL ORDER

2 03-09-2019 Heard learned counsel for the parties.

This application for anticipatory bail arises out of Shahkund (Sajour) P.S. Case No. 190 of 2018, disclosing the offence under Sections 302, 34 of the Indian Penal Code.

Learned counsel appearing on behalf of the petitioner appears to be correct in his submission that there is no allegation against the petitioner in the FIR which can be said to be constituting commission of offence under Section 302 of the IPC and that similarly circumstanced other accused persons have been allowed the privilege of anticipatory bail by this Court.

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 bonds of Rs. 10,000/-(ten thousand), with two sureties of the like amount, each to the satisfaction of learned SDJM, Bhagalpur in Shahkund (Sajour) P.S. Case No. 190 of 2018, subject to the condition 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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