

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.65892 of 2019**

Arising Out of PS. Case No.-91 Year-2016 Thana- KUTUMBA District- Aurangabad

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DHARMADEO PRAJAPATI @ DHARM DEO PRAJAPATI @
DHARMDEO PRAJAPATI Son of Late Ramdas Prajapati Resident of Village
- Barheta, P.S.- Kutumba, District - Aurangabad.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Bhaskar Shankar

For the Opposite Party/s : Mr.Shantanu Kumar

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**CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN
ORAL ORDER**

2 04-11-2019 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioner apprehends his arrest for the offences alleged under Sections 307, 341, 323, 325, 504, 34 of the Indian Penal Code registered in connection with Kutumba P.S. Case No. 91/2016.

3. It is submitted that the petitioner has been falsely implicated in the backdrop of land dispute between the parties. After due investigation by the police the petitioner was not sent up for trial, but differing from the same cognizance has been taken against the petitioner. It is submitted that 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 ACJM VII, Aurangabad in connection with Kutumba P.S. Case No. 91/2016, 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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