

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.71265 of 2019

Arising Out of PS. Case No.-169 Year-2018 Thana- TARAIIYA District- Saran

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AZAD SHARMA S/o Gaya Sharma Resident of Village- Galimapur, P.S.-
Taraiya, District- Saran at Chapra.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Tej Pratap Singh

For the Opposite Party/s : Mr.Dinesh Singh

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CORAM: HONOURABLE MR. JUSTICE MADHURESH PRASAD

ORAL ORDER

2 20-11-2019 Heard learned counsel for the petitioner and the
learned APP for State.

Petitioner apprehend his arrest in connection with
Taraiya P.S. Case No. 169 of 2018 instituted for the
offence under Section(s) 341,323, 307, 354, 379, 504 and
34 of the Indian Penal Code.

The prosecution case, in brief, is that the accused
persons having armed with weapon, assaulted the
informant and his family members, as a result of which,
they received injuries.

It has been submitted on behalf of the petitioner that
the petitioner has got no criminal antecedent. There is no
allegations of tampering of witnesses alleged against the
petitioner. The nature of injury is said to be simple in
nature. No offence U/S 307 of the Indian Penal Code is
made out. Both parties are agnates. It is further highlighted
that other similarly situated co-accused persons of the
instant case have been granted the privilege of anticipatory
bail by co-ordinate Bench of this Court under order dated



05.10.2018 passed in Cr. Misc. No. 49639 of 2018.

On behalf of the State, it is submitted that the petitioner is named in the complaint case/F.I.R.

Considering the rival submissions of the parties, prayer of the petitioner for grant of anticipatory bail is allowed. In the event of surrender/arrest of the petitioner before the court below, named above, within four (04) weeks from today, he shall be released on anticipatory bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the **ACJM-IX, Saran at Chapra**, in connection with **Taraiya P.S. Case No. 169 of 2018**, subject to the conditions as laid down under Section 438(2) Cr. P.C. subject to the following conditions:-

(i) That one of the bailors will be a close relative of the petitioner who will give an affidavit giving genealogy as to how he is related with the petitioner. The bailor will also undertake to inform the Court if there is any change in the address of the petitioner.

(ii) That the petitioner will be well represented on each date and if he fail to do so on two consecutive dates, his bail bond will be liable to be cancelled.

(Madhuresh Prasad, J)

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