

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.77556 of 2019

Arising Out of PS. Case No.-175 Year-2017 Thana- NOORSARAI District- Nalanda

Ganesh Chauhan Son of Lakhan Chauhan Resident of Village- Chattarpur,
P.S.- Noorsarai, District - Nalanda.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Archit Rajpal, Advocate

For the Opposite Party/s : Mr. Bharat Bhushan (APP156)

CORAM: HONOURABLE MR. JUSTICE S. KUMAR

ORAL ORDER

2 28-11-2019 Heard learned counsel for the petitioner and learned
counsel for the State.

Petitioner, who is in custody, seeks bail in connection with Noorsarai P.S. Case No. 175 of 2017, registered for the offence punishable under Sections 302/34 of the Indian Penal Code.

Allegation against the petitioner and one another co-accused is to have caught hold of the deceased *Bhaisur* of the informant and another co-accused Rajendra Chauhan was brutally assaulting the deceased as a result of which he succumbed to injuries.

It is submitted on behalf of the petitioner that he is innocent and has falsely been implicated in this case. It has further been submitted that there is no specific allegation against



the petitioner rather the specific allegation of assault by Khanti is against co-accused Rajendra Chauhan. The petitioner has no criminal antecedent and he is in custody since 18.09.2019.

Considering the aforesaid facts and circumstances of the case, let the petitioner named above be released on bail upon furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with tow sureties of the like amount each to the satisfaction of the learned Additional Chief Judicial Magistrate-VII, Nalanda at Biharsharif in connection with Noorsarai P.S. Case No. 175 of 2017 subject to the conditions that:-

(1) Bailors should be local having sufficient immovable property within the jurisdiction of the court concerned.

(2) Petitioner shall co-operate in the trial and shall be property represented on each and every date fixed by the court and his absence on two consecutive dates without proper and sufficient reason the trial court will be at liberty to cancel his bail bond.

(3) If the petitioner tampers with the evidence or the witnesses of the case, in



that case, prosecution will be at liberty to
move for cancellation of bail of the
petitioner.

(S. Kumar, J)

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