

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.84704 of 2019

Arising Out of PS. Case No.-20 Year-2019 Thana- SHAMBHUGANJ District- Banka

SHANKAR YADAV Son of Bishnudeo Yadav @ Bishundeo Yadav @ Vishundeo Yadav Resident of Village - Majhgany, P.S.- Shambhuganj, District - Banka.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Balram Kapri
For the Opposite Party/s : Mr.Mohammed Arif

CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

2 20-12-2019 Heard learned counsel for the petitioner and learned counsel for the State.

The petitioner is in custody since 18.02.2019 in connection with Shambhuganj P.S. Case No. 20 of 2019 for the offence registered under Sections 302 and 120(B)/34 of the Indian Penal Code and Section 27 of the Arms Act.

Learned counsel for the petitioner submits that as per the first information report itself no overt act has been attributed the present petitioner and at best he could be arrayed as a member of the unlawful assembly. It is further submitted that though the petitioner has antecedent, he is willing to be present during the course of the trial and shall cooperate and shall not hinder the progress of the same.

Considering the aforesaid facts and circumstances of



the case, let the petitioner, above named, 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 Chief Judicial Magistrate, Banka in connection with Shambhuganj P.S. Case No. 20 of 2019, subject to the following conditions :-

1. One of the bailors will be his own blood relative, preferably, father, mother, son, brother, sister and/or his wife.

2. The petitioner shall not indulge himself in any similar offence till conclusion of the trial.

3. The petitioner shall remain physically present in court on each and every date during trial and in the event of his failure on two consecutive dates without sufficient reasons, his bail bonds shall be liable to be cancelled by the learned court concerned.

4. 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.

(Anjana Mishra, J)

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