

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.79469 of 2019

Arising Out of PS. Case No.-152 Year-2019 Thana- KATEYA District- Gopalganj

Niyamat Hussain @ Nathhu @ Neyamat Hussain @ Nathu @ Nath, Son of
Raja Mian @ Md. Raja Hussain, Resident of Village - Kateya, Ward No. 9,
P.S.- Kateya, District- Gopalganj

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Lokesh Kumar Singh

For the Opposite Party/s : Mr.Ramchandra Sahni

CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER

2 11-12-2019 Heard learned counsel for the petitioner and learned
counsel representing the State.

The petitioner in the present case is seeking regular bail
in connection with Kateya P.S. Case No.152 of 2019 registered for
the offence punishable under Sections 147, 148, 149, 323, 324,
307, 427, 353 and 504 of the Indian Penal Code.

Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in this case.
Learned counsel submits that the allegations against the petitioner
are baseless and concocted.

Learned APP has opposed the prayer for bail.

Considering the facts and circumstances of the case
wherein this petitioner is said to be a member of the mob and
allegation against him is that he had instigated the public at large
to indulge in violence, petitioner is in custody since 25.10.2019



and investigation against him is still going on, the petitioner has no criminal antecedent, therefore, this Court directs that on completion of investigation against the petitioner, let the petitioner above named be released on bail on furnishing bail bond of Rs. 15,000/- (fifteen thousand) with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate-XV, Gopalganj in connection with Kateya P.S. Case No.152 of 2019, subject to the condition as laid down under Section 437 (3) Cr.P.C. as under:

(a) that such person shall attend in accordance with the conditions of the bond executed under this Chapter,

(b) that such person shall not commit an offence similar to the offence of which he is accused, or suspected, of the commission of which he is suspected, and

(c) that such person shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any Police officer or tamper with the evidence.

(Rajeev Ranjan Prasad, J)

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