

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.5987 of 2020**

Arising Out of PS. Case No.-76 Year-2017 Thana- BARHAT District- Jamui
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GANGA SAGAR SINGH Son of late Jagdish Singh Resident of Village -
Sudamapur, P.S.- Barhat, Distt - Jamui.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Jitendra Narain Sinha, Advocate.

For the Opposite Party/s: Mr. Jitendra Kumar Singh, APP

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL ORDER

2 28-02-2020

Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner apprehends his arrest for the offences
alleged under Sections 323, 307, 305 and 325 of the Indian Penal
Code registered in connection with Barhat P.S. Case No. 76 of
2017 corresponding to G.R. No. 2176 of 2017.

3. It is submitted that the petitioner has been falsely
implicated in a complaint-based F.I.R. in the backdrop of land
dispute. The petitioner is the son of the informant and the same
has been instituted at the instance of the agnates of petitioner.
The informant has accepted in her further statement that the
dispute arose as she had sold the land to Dhirendra Singh
(agnate). Statement is made at the Bar that there is no injury
report to corroborate the accusation of assault. The criminal
antecedents of the petitioner comprise of complaint cases
instituted by the agnates, except Narhi P.S. Case No. 25 of 1993
which is an old case instituted in the State of Uttar Pradesh.

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 Sri K.K. Dev, learned Judicial Magistrate 1st
Class, in connection with Barhat P.S. Case No. 76 of 2017



corresponding to G.R. No. 2176 of 2017, 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 cooperate 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) That 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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