

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.60171 of 2019**

Arising Out of PS. Case No.-47 Year-2018 Thana- NAWADA District- Nawada

MD. HAIDER ALI @ MD. HAIDER SAQUIB Son of Md. Wali Ansari
Resident of Ansar Nagar, P.S-Bundelkhand, District-Nawada, Bihar.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. N.A. Shamsi, Advocate Mr.Md. Kamaluddin, Advocate
For the Opposite Party/s :		Ms.Anita Kumari Singh, APP

CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN
ORAL ORDER

3 04-03-2020 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner apprehends his arrest for the offences alleged under Sections 341, 323, 325, 307, 379, 504 and 506 of the Indian Penal Code registered in connection with Town (Bundelkhand) P.S. Case No. 47 of 2018.

3. It is submitted that the petitioner has been falsely implicated in the backdrop of petty altercation. It is submitted that the petitioner is said to have assaulted the informant with iron pipe on his hand and pressing his neck, apart from the accusation of extracting Rs. 1,000/-, which is mere embellishment. The petitioner is accused in two prior cases in one of which he is on bail while he has acquitted in the other, as stated at the Bar.

4. Be that it may, in the event of petitioner's arrest or surrender within four weeks hereof let the above named petitioner be released on provisional bail on furnishing bail bond of Rs.10,000/- [ten thousand] with two sureties of like amount



each to the satisfaction of learned CJM, Nawada in connection with Town (Bundelkhand) P.S. Case No. 47 of 2018 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 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.

(iv) 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.

5. The provisional bail granted to the petitioner shall be confirmed by the learned Court below upon verification within a further period of four weeks after furnishing bail bond, that no grievous injury has been caused to the informant, conversely, his bail bond shall stand automatically cancelled.

(Vikash Jain, J)

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