

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.82794 of 2019

Arising Out of PS. Case No.-884 Year-2018 Thana- FORBESGANJ District- Araria

Md. Saddam S/o- Md. Badar Resident of Village - Doriya Sonapur, P.S.-
Simraha, District - Araria.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Gopal Kumar Jha, Advocate
For the Opposite Party/s : Mr. Ajay Kumar Jha, APP

CORAM: HONOURABLE MR. JUSTICE S. KUMAR
ORAL ORDER

2 14-01-2020 Heard learned counsel for the petitioner and learned
counsel for the State.

Petitioner, who is in custody, seeks bail in a case,
registered for the offence punishable under Sections 341, 323,
216, 188, 353, 332, 504 and 34 of the Indian Penal Code.

Informant has alleged in his written complaint that
while he entered the house of petitioner to arrest him in an
Excise case, in which he was named accused, petitioner and his
family members and other male and female villager resisted his
arrest and got him freed from the custody of police.

It is submitted that petitioner was falsely implicated in
excise case and as such there was resentment against his arrest.
No injury was caused to any one. Petitioner is in custody since
21.09.2019.

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 two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Araria in connection with Forbesganj (Simraha) P.S. Case No. 884 of 2018 (G.R. No. 3624 of 2018) 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 properly 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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