

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.28392 of 2020

Arising Out of PS. Case No.-107 Year-2019 Thana- BACHHWARA District- Begusarai

Jitendra Kumar, S/o Arun Rai, R/o Village- Fateha (Salempur), P.S.-
Bachhwara, District- Begusarai.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Shashi Bhushan Kumar, Advocate
For the Opposite Party/s : Mr. A.P.P.

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER

2 15-01-2021 Learned counsel for the petitioner is permitted to
make necessary correction in the prayer portion of the bail
petition during the course of the day.

Heard learned counsel for the petitioner and the State.

The petitioner is apprehending arrest in connection
with Bachhawara P.S. Case No. 107 of 2019 for the offence
under Sections 148, 341, 323, 307, 504, 506 of the Indian Penal
Code.

Learned counsel for the petitioner submits that except
the allegation that petitioner was present at the place of
occurrence, there is no allegation of overt act. He further
submits that the allegation against the petitioner at the highest is
general and omnibus.

Considering the aforesaid, the petitioner named
above, in the event of arrest or surrender before the court below



within one month from the date of receipt of a copy of this order, is directed to be released on bail on furnishing bail bonds of Rs.25,000/- (Rupees twenty five thousand) with two sureties of the like amount each to the satisfaction of Chief Judicial Magistrate, Begusarai in connection with Bachhawara P.S. Case No. 107 of 2019 subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure with the further condition that the petitioner shall deposit Rs.25,000/- (Twenty five thousand) cash in the court below and the same shall be abide by the final outcome in the trial i.e. if the petitioner is acquitted the amount of Rs.25,000/- shall be refunded in favour of the petitioner, otherwise it shall be forfeited.

(Anil Kumar Upadhyay, J)

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