

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.65444 of 2023

Arising Out of PS. Case No.-175 Year-2022 Thana- GOH District- Aurangabad

Shyam Sunder @ Shyam Sunder Yadav @SHYAMSUNDAR Yadav
@SHYAMSUNDAR S/O Late Raja Ram Singh R/O Village- Mahesh Parasi,
P.O- Gorekati, P.S- Uphara, Aurangabad, Distt.- Aurangabad (BIHAR) Pin-
824203.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Shakib Ayaz, Advocate

For the Opposite Party/s : Mr.Kumar Veerendra Narayan, APP

**CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH
SINGH**

ORAL ORDER

2 08-11-2023 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

2. The petitioner is apprehending his arrest in a case in connection with Goh P.S. Case No. 175 of 2022 dated 18.06.2022 registered for the offences punishable u/ss 147, 148, 149, 341, 342, 504, 427, 307, 188, 290, 186, 189 and 353 of the Indian Penal Code and u/s 3/4 of the Prevention of Damage to Public Property Act.

3. As per the prosecution case, the petitioner and the other co-accused persons who were the member of unlawful assembly assembled at Jagpati Chowk against the Agnipath Scheme of the Central Government and obstructed the road and



started pelting stones on the police personnel and caused injury to them and damaged the vehicles. They also entered the government office and damaged the glass and also damaged the shops situated there. It is further alleged that the petitioner and the other co-accused persons caused hindrance in discharge of official duties of the police personnel.

4. Learned counsel for the petitioner has submitted that the petitioner has falsely been implicated in this case. There is general and omnibus allegation against the petitioner. Nothing has been recovered from the possession of the petitioner. It is further submitted that the petitioner has no concern with the alleged offence. The petitioner is accused in 8 other criminal cases which are related to similar nature of offence as stated at para 3 of the bail petition.

5. Learned A.P.P. for the State has vehemently opposed the anticipatory bail petition of the petitioner.

6. Considering the aforesaid facts and circumstances of the case, let the above named petitioner, in the event of his arrest/surrender within a period of six weeks from today, be enlarged on bail on furnishing bail-bond of Rs. 20,000/- (Rupees twenty thousand) with two sureties of the like amount each to the satisfaction of the learned court concerned, Daudnagar,



Aurangabad in connection with Goh P.S. Case No. 175 of 2022,
subject to conditions as laid down under section 438(2) of the
Code of Criminal Procedure with further condition/s -

(i) The petitioner is directed to
remain physically present
before the learned Court
below on each and every date,
failing which on two
consecutive dates without
reasonable cause, the
prosecution will be at liberty
to move for cancellation of his
bail bond.

(ii) If the petitioner is found
involved in similar nature of
offence in future, his bail
bond is liable to be cancelled.

7. The application stands allowed.

(Chandra Prakash Singh, J)

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