

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.60399 of 2022

Arising Out of PS. Case No.-167 Year-2017 Thana- SAHARSA COMPLAINT CASE
District- Saharsa

GANESHI YADAV @ GANESH YADAV S/O NATHU YADAV Resident of
Manowar, P.S.- Mahishi (Jalai O.P.), District- Saharsa.... .. Petitioner/s
Versus

1. THE STATE OF BIHAR
 2. URMILA DEVI W/O BHAJAN YADAV Resident of Manowar, P.S.-
Mahishi (Jalai O.P.), District- Saharsa.
- Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sanjeev Verma
For the Opposite Party/s : Mr.Sanjay Kumar Tiwary

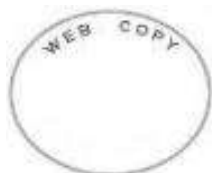
CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

2 03-01-2023 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner apprehends his arrest in connection
with Complaint Case No.167-C of 2017 arising out of Mahishi
(Jalai O.P.) P.S. Case No.74 of 2004 registered under Sections
363 and 365 of the Indian Penal Code.

Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence. He further
submits that similarly situated co-accused persons have already
been granted anticipatory bail by a coordinate Bench of this
Court vide order dated 28.09.2018 passed in Cr.Misc.No.56626
of 2018 (Annexure 3 to this petition).

Having considered the fact that similarly situated co-



accused persons have already been granted anticipatory bail by a coordinate Bench of this Court vide Annexure 3, let the above named petitioner be released on bail, in the event of arrest or surrender before the learned Court below within a period of four weeks from today, on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of S.D.J.M., Saharsa in connection with Complaint Case No.167-C of 2017 arising out of Mahishi (Jalai O.P.) P.S. Case No.74 of 2004, subject to the condition as laid down under Section 438(2) of the 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) 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.

(Arvind Srivastava, J)

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