

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.23260 of 2024

Arising Out of PS. Case No.-347 Year-2023 Thana- SAHPUR District- Patna

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Anil Saw S/O Late Raja Sao R/O Itari Bazar (Futani Bazar), Ganghara, P.S-
Shahpur, Distt.- Patna.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ghanshyam Tiwary, Advocate

For the Opposite Party/s : Mr. Ram Naresh Ray, APP

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CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN

ORAL ORDER

2 20-03-2024 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

2. The petitioner seeks regular bail in connection with
Shahpur P.S. Case No.347 of 2023, lodged on 20.05.2023,
under Section 307/302/34 of the Indian Penal Code and Section
25(9) of the Arms Act.

3. As per the prosecution, FIR has been lodged against
two named accused persons including the present petitioner.

4. Learned counsel for the petitioner submits that the
present petitioner is the order giver and the person who has
fired has been granted bail by this Court. The petitioner is in
custody since 28.08.2023 having no criminal antecedent.

5. Learned counsel for the State opposes the prayer
for bail.



6. In the present facts and circumstances of this case and the submissions made above, let the petitioner, above named, be granted bail **only after framing of the charge, if not framed**, on furnishing bail bonds of Rs.30,000/- (Rupees Thirty thousand) with two sureties of the like amount each to the satisfaction of Ms. Kanchan Prabha, learned Judicial Magistrate, 1st Class, Danapur, Patna, in connection with Shahpur P.S. Case No.347 of 2023, subject to the conditions as laid down under Section 437(3) of the Code of Criminal Procedure with other following conditions:

(i) One of the bailor should be the family member of the petitioner who shall provide official document to show his bona fide;

(ii) The petitioner shall appear on each and every date before the Trial Court and failure to do so for two consecutive dates without plausible reason will entail cancellation of his bail bonds by the Trial Court itself;

(iii) The petitioner shall appear before the concerned police station every month for one year to mark attendance;

(iv) The petitioner shall in no way try to induce or promise or threat the witnesses or tamper with the evidence, failing which the State shall be at liberty to take steps for



cancellation of the bail bonds; and

(v) The petitioner shall desist from committing any criminal offence again, failing which the State shall be at liberty to take steps for cancellation of the bail bonds.

(Dr. Anshuman, J)

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