

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.11916 of 2015

Arising Out of PS.Case No. -82 Year- 2014 Thana -GOVINDPUR District- NAWADA

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1. Anish Singh S/o Lakhan Singh
2. Kankar Singh S/o Late Mukhlal Singh Both Resident of Village Kunda,
Police Station Govindpur, District Nawada.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Anil Kumar Singh

For the Opposite Party/s : Mr. T.P.Mandal (App)

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CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH
ORAL ORDER

3 26-05-2015

Heard learned counsel for the Petitioners and the

State.

The Petitioners seek bail in a case instituted for the

offence under Section(s) 302/34 of the Indian Penal Code and

Section 25(1-b)A, 26,27 of the Arms Act.

Considering that there is no direct material against

the petitioner and the report has not yet been received in the event

of surrender/arrest of the Petitioner, named above, within four

weeks from the date of receipt/production of a copy of this order

in connection with Govindpur P.S. Case No. 82 of 2014 they shall

be released on **anticipatory bail** on furnishing bail bond of

Rs.5,000/- (five thousand) each with two sureties of the like

amount each or any other surety to be fixed by the court below to

the satisfaction of the Govindpur P.S. Case No. 82 of 2014 subject

to the conditions as laid down under sections 438(2) Cr. P. C.

(i) that one of the bailors will be a close relative of the petitioners, who will give an affidavit giving genealogy as to how he is related with the petitioners. The bailors will undertake to furnish information to the court about any change in the address of the petitioners, (ii) that the affidavit shall clearly state that the petitioners are not accused in any other case and, if they are, they shall not be released on bail, (iii) that the bailors shall also state on affidavit that they will inform the court concerned if the petitioners are implicated in any other case of similar nature after their release in the present case and thereafter the court below will be at liberty to initiate the proceeding for cancellation of bail on the ground of misuse, (iv) that the petitioners will give an undertaking that they will receive the police papers on the given date and be present on date fixed for charge and if they fail to do so on two given dates and delay the trial in any manner, their bail will be liable to be cancelled for reasons of misuse, and (v) that the petitioners will be well represented on each date and if they fail to do so on two consecutive dates, their bail will be liable to be cancelled.

(Anjana Prakash, J)

Prakash/-

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