

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.15551 of 2015

Arising Out of PS.Case No. -84 Year- 2014 Thana -ROHTAS COMPLAINT CASE District-
SASARAM (ROHTAS)

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1. Ramesh Prasad Gupta S/o Late Radha Prasad Gupta
2. Kanchan Gupta @ Kanchan Prasad Gupta S/o Ramesh Prasad Gupta
Both Resident of Village Sanjhauli, P.S. Sanjhauli, District Rohtas, Bihar.

.... Petitioner/s

Versus

1. The State of Bihar.
2. Sipahi Chaudhary S/o late Kesho Chaudhary Resident of Village
Sanjhauli, P.S. Sanjhauli, District Rohtas, Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Avanish Kumar Singh
For the Opposite Party/s : Mr. Surendra Pd.Singh (App)

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CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH
ORAL ORDER

2 27-05-2015 Heard learned counsel for the Petitioners and the

State.

The Petitioners seek bail in a case instituted for the

offence under Section(s) 406/34 of the Indian Penal Code.

Considering that apart from circumstantial material

there is no direct evidence against the petitioners who has fair
antecedent, in the event of surrender/arrest of the Petitioners,
named above, within four weeks from the date of
receipt/production of a copy of this order in connection with
Complaint Case No. 84C 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 S.D.J.M Bikramganj Rohtas, 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 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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