

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.51595 of 2014

Arising Out of PS.Case No. -155 Year- 2014 Thana -KALYANPUR District- SAMASTIPUR

- =====
1. Kumar Gaurav &
 2. Sandeep Kumar, both son of Sri Chandeshwar Prasad Singh, r/o village-
Bathua Bujurg, P.S.-Musrigharari, District- Samastipur
- Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ranjeet Kumar, Advocate

For the Opposite Party/s : Mr. Awadhesh Kr. Singh, APP

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CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH
ORAL ORDER

2/ 05-01-2015

Heard learned counsel for the Petitioners and the
State.

The Petitioners apprehend their arrest in a case
instituted for the offence under Section(s) 406, 419, 420, 467, 468,
471,120-B Indian Penal Code.

In view of the subsequent development of
compromise having been arrived at between the parties, it is
ordered that 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.155 of 2014, they shall be released on
provisional anticipatory bail on furnishing bail bond of ₹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 Chief Judicial Magistrate, Samastipur, subject to the
conditions as laid down under section 438(2) Cr. P. C. and (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 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, (iii) 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 (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.

The Court below shall notice the Informant/Complainant to verify the credibility of compromise and only after having been convinced with regard to compromise shall confirm the provisional anticipatory bail of the Petitioners.

(Anjana Prakash, J)

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