

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.3401 of 2015

Arising Out of PS.Case No. -331 Year- 2014 Thana -BEGUSARAI MUFFASIL District-
BEGUSARAI

- =====
1. Raj Dulari Devi, W/O Rajo Mahto,
 2. Sobha Devi, W/O Budhan Mahto,
 3. Kundan Devi, W/O Manoj Mahto,
 4. Sobha Devi @ Sobha Mahto, W/O Rishi Mahto,
 5. Rajo Mahto, S/O Late Tengar Mahto,
 6. Hari Gopal Mahto @ Kundan Mahto, S/O Rishi Kapoor Mahto,
 7. Nandan Mahto @ Nandan Kumar, S/O Rishi Kapoor Mahto,
 8. Ganesh Mahto, S/O Sakal Deo Mahto, all are resident of village-Ratauli,
P.S-Singhaul(Muffasil), Distt.-Begusarai

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Shubhesh Pandey, Advocate

For the Opposite Party/s : Mr. Durgesh Nandan, APP

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CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH
ORAL ORDER

4/ 02-09-2015

Petitioner Nos.1 to 4 have already been granted
anticipatory bail by this Court vide order dated 27.01.2015.

Heard learned counsel for the Petitioner Nos.5 to 8
and the State.

The Petitioners apprehend their arrest in a case
instituted for the offence under Section(s) 147, 148, 149, 341, 323,
324, 307, 447, 506, 504/34 Indian Penal Code.

Considering the background facts and fair
antecedents of the Petitioners, it is ordered that in the event of
surrender/arrest of the Petitioner Nos.5 to 8, named above, within
four weeks from the date of receipt/production of a copy of this



order in connection with Begusarai Muffasil (Singhaul) P.S. Case No.331 of 2014, they shall be released on 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, Begusarai, 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 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.

Let the Case Diary be remitted to the Court below at once.

(Anjana Prakash, J)

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