

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.46534 of 2015

Arising Out of PS.Case No. -218 Year- 2015 Thana -BARACHATTI District- GAYA

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1. Dhanram Kumar @ Dhanram Mistry, Son of Rajdeo Mistry
 2. Bisheser Choudhary, Son of Kisan Choudhary
 3. Dasrath Choudhary, son of Parmeshwar Choudhary
 4. Amin Chaudhary son of Bisheser Choudhary,
- All Resident of village- Dharhara, P.S.- Mohanpur, District- Gaya

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Dharendra Kumar, Adv.

For the Opposite Party/s : Mr. Umeshanand Pandit, APP

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CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH
ORAL ORDER

2 15-10-2015 Heard learned counsel for the Petitioners and the

State.

The Petitioners seek anticipatory bail in a case
instituted for the offence under Sections 147, 148, 179, 341, 323,
307, 353, 337, 427 of the Indian Penal Code and Section 47(A) of
the Excise Act.

Considering that the Petitioners are the first offenders,
let the Petitioners in the event of surrender, named above, within
four weeks from the date of receipt of this order, in connection
with Barachatti P.S. Case No. 218 of 2015, 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 concerned to the satisfaction

of Sri N.P. Singh, Judicial Magistrate, 1st Class, Sherghatti, Distt. Gaya, subject to the following conditions: (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 bailor will also undertake to inform the Court if there is 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 bailor shall also state on affidavit that he 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. (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.

S.Ali/-

(Anjana Prakash, J)

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