

**IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No. 48498 of 2015**

Arising out of P.S. Case No. -207 Year- 2015 Thana -
MEERGANJ District- GOPALGANJ

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1. GUDAN BEGUM WIFE OF AFALATOON KHAN.
2. AZAD KHAN, SON OF AFALATOON KHAN
3. ALI HASSAN KHAN, SON OF AFALATOON KHAN.
4. AFALATOON KHAN, SON OF LATE SAFID KHAN, All
Residents of village Sawareji, P.S. Mirganj, District
Gopalganj. Petitioner/s

Versus

The State of Bihar Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Javed Aslam, Adv.

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

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CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH
ORAL ORDER

02. 16.10.2015 Heard learned counsel for the Petitioners and the
State.

The Petitioners are apprehending their arrest in a
case registered under Sections 341, 323, 325, 307, 427 and
379/34 of the Indian Penal Code.

Considering the factum of counter-version and the
fair antecedents of the Petitioners, let them be released on
anticipatory bail in the event of arrest or surrender before the
learned Court below within a period of four weeks from the
date of receipt of the order on furnishing bail bonds of Rs.
5,000/- (Five Thousand) each with two sureties of the like
amount each or any other surety as fixed by the Court to the
satisfaction of Chief Judicial Magistrate, Gopalganj in
connection with Mirganj P.S. Case No. 207 of 2015 subject to
the conditions as laid down under Section 438(2) of the Code

of Criminal Procedure as also 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 delays 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.

Vikash/-

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(Anjana Prakash, J.)