

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.15273 of 2015

Arising Out of PS.Case No. -139 Year- 2014 Thana -SONBERSA District- SAHARSA

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1. Indradeo Yadav son of Bado Yadav, resident of village- Fatehpur, P.S.- Sonbarsha, District- Saharsa

2. Shailendra Prasad Yadav, Son of Gangadhar Prasad Yadav residing at present Registry Office Saharsa, Police Station- Saharsa, District- Saharsa

.... Petitioners

Versus

The State of Bihar

.... Opposite Party

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Appearance :

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

For the Opposite Party/s : Mr. Bharat Lal, A.P.P.

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CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH
ORAL ORDER

2 25-05-2015 Heard learned counsel for the Petitioners and learned A.P.P. for the State.

The Petitioners are apprehending their arrest in a case registered under Sections 406, 420, 467, 468, 471 and 120B of the Indian Penal Code.

Considering that Petitioner no. 1 Indradeo Yadav is the bona fide purchaser and Petitioner no. 2 Shailendra Prasad Yadav is the deed writer and they have fair antecedents, let the Petitioners above named 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 this order in



connection with Sonbarsa (Kashnagar O.P.) P.S. Case No. 139 of 2014 on furnishing bail bonds of Rs. 5,000/- (five thousand) each with two sureties of the like amount each to the satisfaction of Sri S. Kr. Jha, Judicial Magistrate 1st Class, Saharsa, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure as also conditions (a) That one of the bailor will be a close relative of the Petitioners who will give an affidavit giving genealogy as to how they are related with the Petitioners. The bailor will undertake to furnish information to the Court about any change in address of the Petitioners. (b) That the affidavit shall clearly state that the Petitioners are not the accused in any other case and if they are they shall not be released on bail, (c) 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 ground of misuse (d) 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, (e) 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.)

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