

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.46786 of 2015

Arising Out of PS.Case No. -243 Year- 2015 Thana -BUXAR MUFFSIL District- BUXAR

1. Amrendra Kumar Chaudhary @ Amrendra Prasad Chaudhary Son of
Late Hari Prasad Chaudhary Resident of Village - Jagdishpur, P.S.-
Jagdishpur, Distict - Bhojpur

.... Petitioner/s

Versus

1. The State of Bihar
2. The Bihar State Food Corporation, Buxar

.... Opposite Party/s

with

Criminal Miscellaneous No.47252 of 2015

Arising Out of PS.Case No. -243 Year- 2015 Thana -BUXAR MUFFSIL District- BUXAR

1. Avinash Kumar Singh, Executive Assistant son of Ramashish Singh,
resident of Village- Puraini Khurd, Post- Hedua Rajpur, Police Station-
Rajpur, District- Buxar.
2. Shiv Shankar Kumar son of Late Ramdhyan Thakur, resident of Village-
Saraiya Bazar, P.S.- SAKurabad, District- Jehanabad, Presently Assistant
cum Correspondence Clerk, Sone Canal Division, Buxar.

.... Petitioner/s

Versus

1. The State of Bihar.
2. The District Manager, State Food Corporation, Buxar.

.... Opposite Party/s

Appearance :

(In Cr.Misc. No.46786 of 2015)

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

For the Opposite Party/s : Mr. Aditya Narayan Singh-I(App)

(In Cr.Misc. No.47252 of 2015)

For the Petitioner/s : Mr. Shyam Bihari Singh, Advocate

For the Opposite Party/s : Mr. Rajendra Pd.Nat(App)

CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH
ORAL ORDER

2 10-11-2015 Heard learned counsel for the Petitioners and the
State.

The Petitioners are apprehending their arrest in a case

registered under Sections 409, 420 of the Indian Penal Code.

Considering the fact that the petitioners are ready to deposit 30% of the defalcated amount, let the Petitioners, above named be released on provisional anticipatory bail for three months in which period they shall deposit the aforesaid amount 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 bond 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, Buxar in connection with Buxar (M) P.S. Case No. 243 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 condition:- (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.

On such deposit within this period their provisional anticipatory bail shall be confirmed subject to the additional following conditions:-

(i) 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 fails 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. (ii) That the
Petitioners will be well represented on each date and if they
fails to do so on two consecutive dates, their bail will be liable
to be cancelled.

(Anjana Prakash, J)

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