

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.5202 of 2015

Arising Out of PS.Case No. -218 Year- 2014 Thana -MOTIHARI TOWN District-
EASTCHAMPARAN(MOTIHARI)

- =====
1. Vijay Kumar @ Mantu Kumar @ Mintu.
 2. Sunil Kumar @ Vicky, both are sons of Vishwnath Prasad.
Both residents of Mohalla Panchmandir Teliya Patti, P.S. Motihari
Town, District East Champaran.

.... Petitioners

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Vijay Shankar Shrivastava, Advocate.

For the Opposite Party/s : Mr. Shailendra Kumar No.1(App)

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**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR
JHA**

ORAL ORDER

2 06-02-2015 Heard both sides.

The petitioners apprehend their arrest in Motihari
Town P.S. Case No. 218 of 2014, registered for the offences
punishable under Section 302 and other Sections of the Indian
Penal Code and Section 27 of the Arms Act.

The informant alleged that while he along with his
nephew Lala @ Rajnish was coming on a motorcycle. In the
meantime Shambhu Prasad his son Rohit Kumar came and made
indiscriminate firing on Amit Kumar. The informant also named
Manoj Kumar, Madan Prasad brother-in-law of Shambhu Prasad
and Rajesh Ram and alleged that they fled away. The allegation
against the petitioners Vijay Kumar @ Mantu Kumar @ Mintu
and Sunil Kumar @ Vicky that they along with his father was

doing the work of liner.

Learned counsel for the petitioners submits that no specific allegation is made against the petitioners. On account of enmity the petitioners are named in the FIR and alleged to be worked as liner. Rajesh Kumar @ Rajesh Ram, Manoj Kumar and Madan Prasad have already been enlarged on anticipatory bail vide order passed in Cr. Misc. No. 30339 of 2014 and Cr. Misc. No. 31056 of 2014.

Considering the facts aforesaid and the fact that there is no allegation against the petitioners and similarly situated other accused persons have already been enlarged on anticipatory bail, the petitioners, in the event of their arrest or surrender before the court below within a period of four weeks from the date of receipt/production of a copy of this order, are directed to be enlarged on bail on furnishing bail bonds of Rs. 10,000/- (Ten Thousand) each with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Motihari, East Champaran in connection with Motihari Town P.S. Case No. 218 of 2014, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Prabhat Kumar Jha, J.)

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