

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.35779 of 2014

Arising Out of PS.Case No. -64 Year- 2014 Thana -VAISHALI District- VAISHALI(HAJIPUR)

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1. Lalan Shahani Son of Late Channar Shahani
2. Manju Shahani S/o Late Saday Shahani
Both resident of village- Chakpitambar, P.S.- Vaishali, District- Vaishali.

.... Petitioners

Versus

1. The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioners : Mr. Ajay Kumar Thakur, Advocate
For the State : Mr. L.K.Sharma, A.P.P.

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CORAM: HONOURABLE DR. JUSTICE RAVI RANJAN
ORAL ORDER

2 11-02-2015 I have heard learned counsel for the petitioners and the

State.

The petitioners apprehend their arrest in connection with
Vaishali P.S. Case No. 64 of 2014 registered for offences
punishable under Sections 147, 148, 149, 341, 323, 324, 307, 379,
504 and 506 of the Indian Penal Code and 27 of the Arms Act.

It is submitted on behalf of the petitioners that
petitioners though have been alleged in the first information
report to be armed with countrymade pistol and fired but there
is no fire arm injury and allegation of assault is general and
omnibus. There is a case and counter case and injuries on the
other side also. Cause for the concerned altercation, as disclosed
in the first information report, was due to illegal use of electricity.

Having regard to the facts and circumstances of the case, let the petitioners, namely, Lalan Shahani and Manju Shahani be released on bail in the event of arrest/surrender before the court below within a period of six weeks from today in Vaishali P.S. Case No. 64 of 2014, on furnishing bail bond of Rs.10,000 (Ten Thousand Rupees) each with two sureties of the like amount each to the satisfaction of Chief Judicial Magistrate, Vaishali at Hajipur subject to the conditions as laid down under sub-section(2) of Section 438 of the Code of Criminal Procedure with a further condition that one of the bailors of the petitioners must be a close relative or family member of the petitioners who shall file affidavit before the concerned court giving complete genealogy to show his / her relationship with them.

If the petitioners, after their release in this case, are again found involved in similar nature of cases then the concerned court would be at liberty to take steps for cancellation of their bail bonds.

(Dr. Ravi Ranjan, J)

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