

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.12574 of 2015

Arising Out of Saharsa Sadar PS.Case No. -208 Year- 2014 Thana -SAHARSA District- SAHARSA

Parmeshwari Roy @ Parmeshwar Ray, son of Late Jagdish Ray, Resident of village- Laukhi, P.S.- Bihara, District- Saharsa. At present Deed Writers District Registry Office, Saharsa, Licence No. 30/02, P.S. & District- Saharsa

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

with

Criminal Miscellaneous No.15456 of 2015

Arising Out of PS.Case No. -208 Year- 2014 Thana -SAHARSA District- SAHARSA

1. Sushila Devi wife of Chandra Kishore Yadav
 2. Chandra Kishore Yadav son of Late Satto Yadav
 3. Lilo Yadav son of Rameshwar Yadav
- All three are residents of Baijnathpatti Tola Baluwaha, P.S. & District - Saharsa.
4. Jawahar Yadav, son of Kushumlal Yadav, resident of village Bariyahi Basti P.S. Bangaon & District - Saharsa.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

Appearance :

(In Cr.Misc. No.12574 of 2015)

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

For the Opposite Party/s : Mr. Parmanand Kumar, (APP)

(In Cr.Misc. No.15456 of 2015)

For the Petitioner/s : Mr. Diwakar Prasad Singh, Adv.

For the State : Mr. S. N. Shukla (APP)

CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH
ORAL ORDER

2 27-05-2015 Heard learned counsel for the Petitioners and the State.

The Petitioners seek anticipatory bail in a case

instituted for the offence under Sections 467, 468, 420, 471 and 120B of the Indian Penal Code.

Considering that the Petitioners are the deed writer and purchasers of the disputed property and they have fair antecedents, let the Petitioners in the event of surrender, named above, within four weeks from the date of receipt of this order, in connection with Saharsa Sadar P.S. Case No. 208 of 2014, be released on anticipatory bail on furnishing bail bond of Rs.5,000/- (Five thousand) each with two sureties of the like amount each or any other surety to be fixed by the Court concerned to the satisfaction of Chief Judicial Magistrate, Saharsa, 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 delay 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.

S.Ali/-

(Anjana Prakash, J)

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