

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No. 19917 of 2014

Arising out of P.S. Case No. -130 Year- 2013 Thana -BELHAR
District- BANKA

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1. Dilip Tanti.
2. Panchu Tanti Both Sons of late Adhik lal Tanti Both are
Resident of Village- Mahkara, P.S. Belhar, District- Banka.
..... Petitioner/s

Versus

The State of Bihar.

..... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sanjay Kumar Jha, Adv.

For the Opposite Party/s: Mr. Arun Kumar Panday (APP)

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CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH
ORAL ORDER

05. 20.01.2015

Heard learned counsel for the Petitioners and the
State.

The Petitioners seek bail in a case instituted for
the offences under Sections 302 and 120(B)/34 of the
Indian Penal Code.

Considering that there is no eye-witness account
to the actual murder and the Petitioners are in custody
since 11.12.2013 as also fair antecedents, let them be
released on bail on furnishing bail bonds of Rs. 5,000/-
(Five Thousand) with two sureties of the like amount each
or any other surety as fixed by the Court to the
satisfaction of Chief Judicial Magistrate, Banka in
connection with Belhar P.S. Case No. 130 of 2013 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 delays 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.

(Anjana Prakash, J.)

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