

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.45557 of 2015

Arising Out of PS.Case No. -89 Year- 2014 Thana -ARA HARIJAN District- BHOJPUR

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1. Pradeep Kumar Gupta Son of Late Ram Swarup Gupta
2. Ajay Kumar Gupta Son of Late Ram Swarup Gupta
3. Rahul Kumar Gupta Son of Pradeep Kumar Gupta All Resident of
Mohalla - Devi Asthan (Dhobi Gali), P.S. Town Ara, District - Bhojpur,
Ara

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Nachiketa Jha

For the Opposite Party/s : Mr. Ambika Bhagat (Spl.App)

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CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH
ORAL ORDER

2 14-10-2015

Heard learned counsel for the Petitioners and the State.

The Petitioners seek bail in a case instituted for the
offence under Section(s) 341,323,504,506/34 of the Indian Penal
Code and 3(1) (r) (s) S.C & S.T. Act.

Considering the genesis of the occurrence and fair
antecedent of the petitioners, in the event of surrender/arrest of
the Petitioners, named above, within four weeks from the date of
receipt/production of a copy of this order in connection with
S.C/S.T P.S. Case No. 89 of 2014 they shall 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 below to the satisfaction of
the A.C.J.M, Ara subject to the conditions as laid down under

sections 438(2) Cr. P. C and also subject to the 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 bailors will undertake to furnish information to the court about 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 bailors shall also state on affidavit that they 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, and (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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