

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.46626 of 2015**

Arising Out of PS.Case No. -32 Year- 2015 Thana -KACHHAWA District- SASARAM (ROHTAS)

- =====
1. Dhanpatiya Devi, wife of Guput Paswan,
  2. Bhola Paswan, son of Guput Paswan, both resident of village -  
Niranjanpur, P.S. Katchhawa, District - Rohtas
- .... .... Petitioner/s

Versus

1. The State of Bihar

.... .... Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Dudh Nath Singh, Advocate  
For the Opposite Party/s : Mr. Kalyan Shankar, APP

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**CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH**  
**ORAL ORDER**

2/ 15-10-2015

Heard learned counsel for the Petitioners and the  
State.

The Petitioners apprehend their arrest in a case  
instituted for the offence under Section(s) 302 and other allied  
Sections of the Indian Penal Code.

Considering the genesis of the occurrence, counter  
version and fair antecedents of the Petitioners, it is ordered that 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 Kachhawa P.S. Case No.32 of 2015,  
they shall be released on anticipatory bail on furnishing bail bond  
of ₹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 Judicial Magistrate, 1<sup>st</sup> class, Bikramganj,  
Rohtas, subject to the conditions as laid down under Section

438(2) Cr. P. C. and (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.

JA/-

**(Anjana Prakash, J)**

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