

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No. 49897 of 2015

Arising out of P.S. Case No. -13 Year- 2015 Thana -MAIRWA
District- SIWAN

- =====
1. Suganti Devi Wife of Rameqbal Yadav.
 2. Binod Yadav Son of Rameqbal Yadav Both R/o Village Aatwa, P.S. Mairwa, District Siwan.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ravi Bhushan Verma, Adv.

For the Opposite Party/s: Mr. Rajendra Nath Jha (APP)

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CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH
ORAL ORDER

02. 03.11.2015

Heard learned counsel for the Petitioners and the State.

The Petitioners are apprehending their arrest in a case registered under Sections 302 and 201/34 of the Indian Penal Code.

Considering that it is not a case under Section 304B IPC which would entitle the prosecution to raise a presumption against the in-laws, let the Petitioners, above named be released on anticipatory bail in the event of arrest or surrender before the learned Court below within a period of four weeks from the date of receipt of the order on furnishing bail bonds of Rs. 5,000/- (Five Thousand) each with two sureties of the like amount each or any other surety as fixed by the Court to the satisfaction of Chief Judicial Magistrate, Siwan in connection with Mairwa P.S. Case No. 13 of 2015

subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure as also 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 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. (iii) 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.

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(Anjana Prakash, J.)