

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.39615 of 2014

Arising Out of PS.Case No. -59 Year- 2013 Thana -SAMASTIPUR GRP CASE District-
SAMASTIPUR

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1. Shakti Yadav S/O Jay Narayan Rai
2. Jay Narayan Rai S/O Late Singeshwar Rai Both resident of Mohalla
Bangali Tola, P.S. Samastipur Town, District- Samastipur.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Bijay Bhushan Prasad, Advocate

For the Opposite Party/s : APP

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN
ORAL ORDER

2 19-03-2015 Heard learned counsel for the petitioners and

learned APP for the State.

2. The petitioners apprehend their arrest for the
offences alleged under Sections 457, 380, 436, 120B and 427
IPC registered in connection with Darbhanga (Rail) P.S. Case
No. 59 of 2013.

3. It is submitted that the petitioners have been
falsely implicated merely on the confessional statement of
accused persons and admittedly the petitioners are not FIR
named accused.

4. Having regard to the entirety of the facts and
circumstances of the case, in the event of the petitioners arrest

or surrender before the court below within six weeks from the date of communication of this order, let the above named petitioners be released on bail on furnishing bail bond of Rs.10,000/- (ten thousand) each with two sureties of like amount each to the satisfaction of learned Judicial Magistrate Railway, Samastipur in connection with Darbhanga (Rail) P.S. Case No. 59 of 2013, subject to the conditions as laid down under Section 438 (2) Cr.P.C., and also subject to the following further conditions:

(i) The petitioners shall cooperate with the investigation and make themselves available as and when so required and in case of failure, the State shall be at liberty to move for cancellation of bail.

(ii) The petitioners shall remain physically present as and when required during trial and in the event of failure on two consecutive dates, their bail bonds shall be liable to be cancelled by the learned Court concerned.

(Vikash Jain, J)

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