

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.45846 of 2014

Arising Out of PS.Case No. -58 Year- 2014 Thana -KHAIRA District- JAMUI

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1. Md. Zahir Mian @ Md. Zahir Son of Late Ali Mian Resident of Village - Islamnagar, P.S. Khaira, District Jamui.
 2. Md. Ajaj Mian @ Ajaj Ansari Son of Late Jakir Mian Resident of Village - Islamnagar, P.S. Khaira, District Jamui.
 3. Mantri @ Mumtaz @ Mantri Mian Son of Late Mujim Mian Resident of Village - Islamnagar, P.S. Khaira, District Jamui.
 4. Md. Abbas Mian @ Abbas Ansari Son of Sadique Mian Resident of Village - Sitwadih, P.S. Khaira, District Jamui.
 5. Md. Ibrar Ansari @ Md. Ibrar Mian Son of Abbas Mian Resident of Village - Sitwadih, P.S. Khaira, District Jamui.
 6. Mohib Mian @ Mohid Mian Son of Jarman Mian Resident of Village - Sitwadih, P.S. Khaira, District Jamui.
 7. Teharat Mian S/o Late Issaque Mian Resident of Village - Sitwadih, P.S. Khaira, District Jamui.
 8. Jalil Mian Son of Sobarati Mian Resident of Village - Islamnagar, P.S. Khaira, District Jamui.
 9. Kalim Mian Son of Rauf Mian Resident of Village - Islamnagar, P.S. Khaira, District Jamui.
 10. Majhar Mian Son of Saukat Mian Resident of Village - Sitwadih, P.S. Khaira, District Jamui.
 11. Md. Nasir @ Nasir Mian Son of Jamari Mian Resident of Village - Islamnagar, P.S. Khaira, District Jamui.
 12. Md. Yunus Mian Son of Sakur Mian Resident of Village - Milanitarh, P.S. Khaira, District Jamui.
 13. Sakir Mian @ Sabir Mian Son of Farida Mian Resident of Village - Islamnagar, P.S. Khaira, District Jamui.
 14. Kamruddin Mian Son of Rahim Mian Resident of Village - Sitwadih, P.S. Khaira, District Jamui.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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with

Criminal Miscellaneous No.49735 of 2014

Arising Out of PS.Case No. -58 Year- 2014 Thana -KHAIRA District- JAMUI

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1. Md. Yunus @ Yunus Mian son of Sukar Mian resident of village Islam Nagar
 2. Md. Akram @ Akram Mian @ Ekram Mian son of Ijrail Mian resident of village Islam Nagar
 3. Sekhawat @ Sekhawat Mian son of late Mal Mian resident of village Tetariya Tanr
 4. Sonu @ Sonu Mian son of Johan Mian resident of village Islamnagar
 5. Nayeem @ Nayeem Mian son of Saklat Mian resident of village Baid-

Dih.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

Appearance :

(In Cr.Misc. No.45846 of 2014)

For the Petitioner/s : Mr. Satya Prakash Parasar, Adv

For the Opposite Party/s : Mr. Smt. Sucheta Yadav, App

(In Cr.Misc. No.49735 of 2014)

For the Petitioner/s : Mr. Prabhat Ranjan Singh, Adv.

For the Opposite Party/s : Mr. Chandra Bhushan Prasad, App

CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH

ORAL ORDER

2 10-04-2015 Heard learned counsel for the Petitioners and the State.

The Petitioners seek bail in a case instituted for the offence under Section(s) 147,148,149,188,353,342,504,225,333,307 and 427 of the Indian Penal Code.

Considering the nature of allegations as also the 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 Khaira P.S. Case No. 58 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 Judicial Magistrate 1st Class, Jamui, subject to the conditions as laid down under sections 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.

(Anjana Prakash, J)

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