

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.46154 of 2015

Arising Out of PS.Case No. -202 Year- 2014 Thana -SUGAULI District-
EASTCHAMPARAN(MOTIHARI)

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1. Bhusan Ram @ Bhushan Ram S/o Devki Ram,
2. Lal Babu Ram, S/o Devki Ram,
3. Ugam Devi @ Thagiya Devi, W/o Bhusan Ram @ Bhushan Ram All
are resident of village - Shrikhandi, P.S. - Sugauli, District - East
Champaran (Motihari).

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. R.N. Sahay, Advocate
Mr. Rajib Kumar, Advocate

For the Opposite Party/s : Dr. Indihar Kumari, APP

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CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH
ORAL ORDER

3 02-11-2015 Heard learned counsel for the petitioners and the State.

The petitioners are apprehending their arrest in a case
registered under Sections 447, 323 and 307/34 of the Indian Penal
Code.

Considering the genesis of the occurrence and
subsequent compromise between the parties, who are agnates, let
the petitioners above named, who have fair antecedents, 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 this order in connection with Sugauli P.S.
case No.202 of 2014 on furnishing bail bonds of Rs.5,000/- (five
thousand) each with two sureties of the like amount each to the
satisfaction of C.J.M., East Champaran at Motihari, subject to the

conditions as laid down under Section 438(2) of the Code of Criminal Procedure as also conditions (i) That one of the bailor 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 undertake to furnish information to the Court about any change in address of the petitioners, (ii) That the affidavit shall clearly state that the petitioners are not an accused in any other case and if they are they shall not be released on bail, (iii) That the bailor shall also state on affidavit that he 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 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, (v) That the petitioners will be well represented on each date if they fail to do so on two consecutive dates, their bail will be liable to be cancelled.

(Anjana Prakash, J)

Narendra/-

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