

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.3731 of 2015

Arising Out of PS.Case No. -164 Year- 2014 Thana -SIRDALA District- NAWADA

1. Dilip Rajbansi, son of late Dahan Rajbansi
2. Ganauri Rajbansi, son of late Bihari Rajbansi
Both above are residents of village Chakpar, P.S. Hasua, Distt. Nawada.
..... Petitioner/s

Versus

The State of Bihar
..... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Awadhesh Kumar, Adv.
For the Opposite Party/s : Dr. M.K.Gautam, (APP)

CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH
ORAL ORDER

2 29-01-2015 Heard learned counsel for the Petitioners and the
State.

The Petitioners seek anticipatory bail in a case
instituted for the offence under Sections 302/34 of the Indian
Penal Code.

Considering that there is no eye witness to the actual
murder and the Petitioners have fair antecedents, let the Petitioners
in the event of surrender, named above, within four weeks from
the date of receipt of this order, in connection with Sirdalla P.S.
Case No. 164 of 2014, 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 concerned to the satisfaction of Sri Rahul Kumar,
Judicial Magistrate, 1st Class, Nawada, 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 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 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 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. (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.

S.Ali/-

(Anjana Prakash, J)

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