

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.3753 of 2015

Arising Out of PS.Case No.332 Year- 2014 Thana -BAGHA District- WEST CHAMPARAN
(BETTIAH)

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1. Chandrika Ram, son of late Kalai Ram
2. Manoj Ram @ Manoj Kumar, son of Chandrika Ram
3. Bhim Ram, son of Chandrika Ram
4. Satya Prakash @ Satya Prakash Ram, son of Chandrika Ram
5. Manju Devi, daughter of Chandrika Ram
All resident of village Banchahari, P.S. Bagaha, Distt. West Champaran.
..... Petitioner/s

Versus

The State of Bihar

..... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Vijay Kr Singh No. 1, Adv.
For the Opposite Party/s : Mr. Amit Kr. Rakesh, (APP)

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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 323, 341, 379, 447/34 of
the Indian Penal Code. Subsequently, Section 307 of the Indian
Penal Code was added.

Considering that there is no specific overt act alleged
against the Petitioners and there is a counter version of the same
as also 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 Bagaha P.S. Case
No. 332 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 Additional Chief Judicial Magistrate, Bagaha, Distt. West Champaran, 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.

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(Anjana Prakash, J)