

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.3745 of 2015

Arising Out of PS.Case No. -148 Year- 2014 Thana -PUPRI District- SITAMARHI

1. Hirday Mandal, son of late Jugeshwar Mandal
2. Sunita Devi, wife of Hirday Mandal
Both resident of village Awapur, P.S. Pupri, Distt. Sitamarhi.
..... Petitioner/s

Versus

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

Appearance :

For the Petitioner/s : Mr. Ashok Kumar Jha, Adv.
For the Opposite Party/s : Mr. Asha Kumari (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 341, 323, 324, 326 and
504/34 of the Indian Penal Code.

Considering that there is no specific overt act alleged
against the present Petitioners and the matter was subsequently
compromised 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
Pupri P.S. Case No. 148 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 Chief Judicial

Magistrate, Sitamarhi, 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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