

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.2632 of 2015

Arising Out of PS.Case No. -249 Year- 2014 Thana -HUSAINGANJ District- SIWAN

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1. Alauddin Ansari Son of Tahir Ansari
2. Tahir Ansari Son of Late Gaffar Ansari
3. Najbun Khatoon Wife of Tahir Ansari All are resident f Village : Aranda
Tola Nawada, P.S. M.H. Nagar, District - Siwan.

.... Petitioner/s

Versus

1. The State of Bihar. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ajay Kumar Pandey

For the Opposite Party/s : Mr. Manish Kumar No.2(App)

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CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH
ORAL ORDER

2 22-01-2015 Heard learned counsel for the Petitioners and the

State.

The Petitioners seek bail in a case instituted for the
offence under Section(s) 376,504,506/34 of the Indian Penal
Code.

Considering that there is no allegation against the
petitioners in the statement recorded under Section 164 Cr.P.C, 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 Hussainganj (M.H. Nagar) P.S. Case
No. 249 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 Chief Judicial
Magistrate, Siwan, subject to the conditions as laid down under

sections 438(2) Cr. P. C. subject to the conditions (i) that one of the bailors will be a close family members 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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