

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.45502 of 2015

Arising Out of PS.Case No. -124 Year- 2015 Thana -MAJHAHGARH District- GOPALGANJ

- =====
1. Rustam Mian @ Ustam Mian, son of Late Guljar Mian
 2. Samsul Nesha @ Samsul Nessa, wife of Rustam Mian @ Ustam Mian
 3. Raju @ Serajul Mian @ Serajul, son of Rustam Mian @ Ustam Mian
- All are resident of village - Fulwariya, Police Station - Manjhagarh, District - Gopalganj.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Lokesh Kumar Singh, Adv.
For the State : Mr. Khurshid Anwar, APP

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CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH
ORAL ORDER

2 14-10-2015 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, 307, 379
and 504/34 of the Indian Penal Code.

Considering that there is a counter version of the
occurrence and that it took place on account of land dispute, let the
Petitioners who have fair antecedents, in the event of surrender,
named above, within four weeks from the date of receipt of this
order, in connection with Manjhagarh P.S. Case No. 124 of 2015,
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
concerned to the satisfaction of Sri Vivek Kumar Singh, Judicial

Magistrate, 1st Class, Gopalganj, 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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