

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.42021 of 2015

Arising Out of PS.Case No. -66 Year- 2011 Thana -WAJIRGANJ District- GAYA

- =====
1. Parmeshwar Yadav Son of late Bhuneshwar Yadav
 2. Ramji Yadav@Ramjeet Yadav son of Late Sukhdeo ydav Both resident of Village- sonbigha, P.s Wazirganj(Tankupa), District Gaya.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ajay Kumar Sinha

For the Opposite Party/s : Mr. Atul Chandra(App)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 13-10-2015

Petitioners are apprehending their arrest in a case registered for the offences punishable under Sections 147, 341, 323, 324, 379, 307 of the Indian Penal Code.

The prosecution case is of making assault to the informant and brother of the informant causing serious injuries. The petitioners were named in the F.I.R but on conclusion of the investigation the petitioners were not sent up for trial and subsequently final form was accepted. During trial of the co-accused the petitioners have been summoned in exercise of jurisdiction under Section 319 Cr.P.C.

It is submitted by learned counsel for the petitioners that learned Sessions Judge has not deliberated the evidence which persuaded learned Trial Court to summon the petitioners as accused. The petitioners undertake to appear before learned Trial Court regularly.

A statement has been made in para 3 of the petition that petitioners have no criminal antecedent.

Considering the aforesaid facts, let the petitioners, above named, in the event of their arrest or surrender before the Court below within a period of 12 weeks from today, be released on anticipatory bail on furnishing bail bond of Rs. 10,000/-(ten thousand) each with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Gaya in connection with Wazirganj(Tankuppa) P.S. Case No. 66 of 2011, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

Learned Trial Court will be at liberty to cancel the bail bonds of the petitioners, if the petitioners default for two consecutive occasions during trial.

(Dinesh Kumar Singh, J)

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