

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.16977 of 2016

Arising Out of PS.Case No. -698 Year- 2013 Thana -MADHEPURA COMPALINT CASE District-
MADHEPURA

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1. Sunil Yadav Son of Raghunandan Yadav
2. Anil Yadav son of Raghunandan Yadav, Both are Resident of village-
Israin Bela, P.S. Sri Nagar, District- Madhepura

.... Petitioner/s

Versus

1. The State of Bihar
2. Poonam Devi W/o Mahanand Yadav R/O Israinbela, P.S.- Srinagar,
District- Madhepura

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Dinesh Prasad Verma
For the Opposite Party/s : Mr. M.K. Nirala (App)

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CORAM: HONOURABLE MR. JUSTICE KISHORE KUMAR MANDAL
ORAL ORDER

2 25-04-2016 Heard the Counsel for the petitioners and the APP for the
State.

Petitioners apprehend their arrest in Complaint Case No.
698 of 2013 registered under minor penal provisions of the IPC
read with Sections 3/4 of Prevention of Witch Practices Act.

Both parties are stated to be agnate. It is alleged that
accused persons cited in the complaint entered into the *angan*
citing the complainant as the '*daain*' and assaulted her with fist
and slap. The allegation of committing theft of her belonging is
attributed to co-accused Anil Yadav. The allegation constituted
under Sections 3/4 of the Prevention of Witch Practices Act is also
attributed against another co-accused namely Raghunandan
Yadav. Considering the above, it is stated that other co-accuseds

have been granted anticipatory bail under order dated 26.6.2015 passed in Cr. Misc. No. 46408/2014. The petitioners claim no criminal antecedent.

Considering the above, In the event of arrest or surrender in the Court below within four weeks, the petitioners abovenamed are directed to 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, Madhepura in Complaint Case No. 698 of 2013 subject to the condition as laid down under Section 438(2) of the Cr.P.C. with the further following conditions:

(i) One of the bailers shall be the own/close family members of the petitioners.

(ii) In case of framing of charge, the petitioner shall appear in person on each and every date fixed in the Court below. In case of default in doing so on two consecutive occasions without any cogent/satisfactory reason, the Trial Court shall have liberty to cancel the bail bond of the petitioners and secure their arrest in accordance with law.

(Kishore Kumar Mandal, J)

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