

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.52867 of 2015

Arising Out of PS.Case No. -124 Year- 2012 Thana -SARMERA District- NALANDA
(BIHARSHARIFF)

- =====
1. Suraj Paswan son of Dayanand Paswan
 2. Dharmendra Paswan son of Dayanand Paswan Both residents of village - Dharampur, Police Station - Sarmera and District - Nalanda.

.... Petitioner

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Manish Kumar No-2

For the Opposite Party/s : Ms. Anita Kumari Singh (App)

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CORAM: HONOURABLE MR. JUSTICE KISHORE KUMAR
MANDAL
ORAL ORDER

3 25-01-2016 Heard both sides.

The two petitioners herein are cited accuseds of Sarmera P.S. case no.124 of 2012 registered under Sections, 341,323 and 436/34 of the IPC.

The informant has alleged that while he was sleeping inside the hut the same was put on fire . He claims to have seen these petitioners fleeing away from the place of occurrence. It is submitted that merely suspicion has been raised in the First Information Report, He has drawn attention of the Court to the relevant part of the First Information Report in order to contend that there appears some super addition. Parties are, indisputably, on inimical terms.

In the facts and circumstances of the case, this Court is inclined to extend the privilege of anticipatory bail to the petitioners. Let the petitioners, named above, in the event of arrest or surrender in the Court below within a period of four 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 Chief Judicial Magistrate, Nalanda in connection with Sarmera P.S. case no. 124 of 2012, 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 bailors shall be the own/close family members of the petitioner.
- (ii) During the subsistency of the privilege of anticipatory bail, if the petitioners are found involved in any other criminal case, the same shall be deemed as breach entailing its cancellation.

(Kishore Kumar Mandal, J)

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