

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.38581 of 2016

Arising Out of PS.Case No. -41 Year- 2016 Thana -PUSA District- SAMASTIPUR
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1. Binod Rai @ Bendod Rai S/o Khageshwar Rai
2. Amriti Devi @Amiti Devi W/o Binod Rai Resident of Village-
Bishanpur Bathua, PS.- Pusa, District Samastipur.

.... Petitioners

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioners : Mr. Sushil Kumar Jha, Advocate

For the Opposite Party : APP

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL ORDER

2 20-09-2016 Heard learned counsel for the petitioners and
learned APP for the State.

2. The petitioners apprehend their arrest for the
offences alleged under Sections 341, 323, 447, 354, 379, 504
and 34 of the Indian Penal Code registered in connection with
Pusa P.S. Case No. 41 of 2016.

3. It is submitted that the petitioners have been
falsely implicated in an incident relating to the family dispute
and both the parties are agnates. Petitioners claim clean
antecedents.

4. Having regard to the entirety of the facts and
circumstances of the case, in the event of the petitioners' arrest or
surrender before the court below within six weeks from the date of
communication of this order, let the above named petitioners be
released on bail on furnishing bail bonds of Rs.10,000/- (ten
thousand) each with two sureties of like amount each to the
satisfaction of learned Chief Judicial Magistrate, Samastipur in
connection with Pusa P.S. Case No. 41 of 2016, subject to the

conditions as laid down under Section 438 (2) Cr.P.C. and also subject to the following further conditions -

(i) That one of the bailors of each of the petitioners shall be their close relative other than the petitioners herein.

(ii) That the petitioners shall not indulge in any similar offence till conclusion of the trial.

(iii) The petitioners shall cooperate with the investigation and make themselves available as and when so required and in case of failure, the State shall be at liberty to move for cancellation of bail.

(iv) That petitioner no. 2 will be well represented in Court and petitioner no. 1 shall remain physically present in Court on each and every date during trial and in the event of failure on two consecutive dates without sufficient reason, their bail bonds shall be liable to be cancelled by the learned Court concerned.

(Vikash Jain, J)

B.T/Chandran

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