

Arising from the above, the following questions arise:

1. Whether the above is a valid and proper exercise of the power of the Commission.
2. Whether the above is a valid and proper exercise of the power of the Commission.

Kathleen M. Sullivan

1. The State of New York

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Appear

- Petitioner/s

1. The State of Bihar

Appearance :

For the Opposite Party/s : Mr. Anil Kumar Singh (APP)

2 10-05-2016

and learned APP for the State.

The prosecution case, as per the complaint

It has been submitted by the learned

counsel for the petitioners that they are innocent having

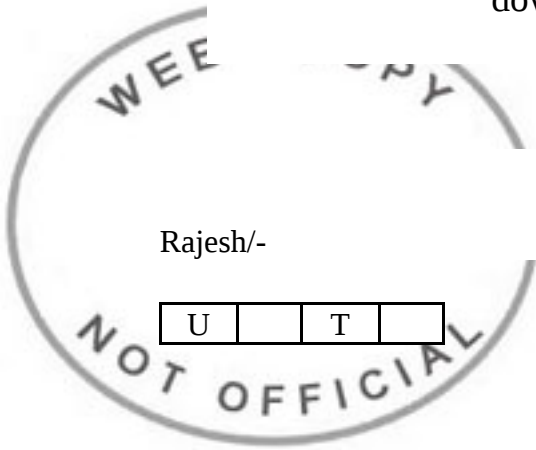


committed no offence and being the agnates the petitioners have falsely been implicated. It has further been submitted that the allegations were upon three persons, out of whom one of the co-accused Suresh Pal has been acquitted in Sessions Trial No. 13/14 on 30.11.2015 as there was contradiction in the statement of the informant and there was no medical report neither her examination. Allegation upon the petitioners being similar as that of co-accused Suresh Pal, counsel for the petitioners submits that they deserve the privilege of anticipatory bail.

However, learned APP for the State submits that the petitioners are named in the First Information Report, hence, opposes the prayer for bail.

Be that as it may, since another co-accused with similar allegations has already been acquitted by the trial court, let petitioners, above named, in the event of their arrest or surrender before the court below within a period of eight weeks from today, be released on bail on furnishing bail bonds of Rs. 10,000/-(Ten thousand) each with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate 1st Class, Udakishanganj, Madhepura, in connection with Bihariganj P.S. Case No.

58/13, G.R. No. 895/13, subject to the conditions as laid
down under Section 438(2) Cr.P.C.



Rajesh/-

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(Nilu Agrawal, J.)