

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.55893 of 2017

Arising Out of PS.Case No. -179 Year- 2017 Thana -FATUHA District- PATNA

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1. Sanjay Rai,
2. Ajay Rai,
3. Ranjay Rai @ Ranjan Rai,

All sons of Sakal Deo Rai,

4. Wakil Rai, son of Sukhdeo Rai,
5. Randhir Rai, Son of Wakil Rai,
6. Indrajit Rai @ Anarjit Rai, Son of Upender Rai,

All resident of Village- Pitambarpur, P.S.- Fatuha, District- Patna.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Jay Ram Prasad, Advocate.

For the Opposite Party/s : Mr. Rajendra Singh Shastriji, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

2 23-11-2017 Heard learned counsel for the petitioners and the

State.

The petitioners apprehend their arrest in **Fatuha P.S.**

Case No. 179 of 2017 instituted for the offence under Sections
147, 148, 149, 323, 504, 307 and 379 of the Indian Penal Code.

In the written report there is general and omnibus
allegation against the petitioners that they came to the Darwaza of
the informant and assaulted him and his other family members
with *lathi*.

It has been submitted that there is old land dispute
between the informant and the petitioners. The father of petitioner



No. 6 has filed Fatuha P.S. Case No. 178 of 2017 against the informant and other five persons for the same occurrence and his statement was recorded in N.M.C.H. Patna on 23.5.2017. It has further been submitted that other co-accused persons have already been granted anticipatory bail by a coordinate Bench of this Court vide order dated 21.09.2017 passed in Cr. Misc. 46605 of 2017.

Considering the facts and circumstances of the case, prayer for anticipatory bail of the petitioners is allowed. In the event of surrender/arrest of the petitioners, named above, within six weeks from today, in connection with **Fatuha P.S. Case No. 179 of 2017**, they shall 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, Patna City**, subject to the conditions as laid down under Section 438 (2) Cr. P.C. with further conditions (1) bailors should be local having sufficient immovable property within the jurisdiction of the court concerned, (2) petitioners shall cooperate in the trial and shall be present on each and every date fixed by the court and absence on two consecutive dates without proper and reasonable reason will automatically cancel bail bond of the petitioners and (3) if petitioners tamper with the evidence or the witnesses of the case, in that case,



prosecution will be at liberty to move for cancellation of bail of the petitioners.

(Sanjay Priya, J)

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