

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.39721 of 2017

Arising Out of PS.Case No. -8 Year- 2017 Thana -KALYANPUR District-
EASTCHAMPARAN(MOTIHARI)

- =====
1. Jitu Ram, S/o late Saryug Ram
 2. Janki Devi, W/o Jitu Ram
 3. Lakhan Ram, S/o Jitu Ram
 4. Soni Devi, W/o Lakhan Ram

All are resident of Village- Pakari, Dixit Tola , Chainpur, P.S. Kalyanpur,
District- East Champaran.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sharda Nand Mishra, Advocate.

For the Opposite Party/s : Mr. Nityanand, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

2 30-08-2017 Heard learned counsel for the petitioners and the

State.

It has been submitted that petitioner No. 1 has
already been arrested and, therefore, his application for
anticipatory bail has become infructuous.

Prayer for anticipatory bail of the petitioner No. 1 is
dismissed as having become infructuous.

The petitioners Nos. 2 to 4 apprehend their arrest in
Kalyanpur P.S. Case No. 8 of 2017 instituted for the offence
under Sections 447, 341, 323, 354, 307, 379, 504/34 of the
Indian Penal Code and Sections 3/4 of Dian Act.



As per written report there is general and omnibus allegation against the petitioners that they called the informant as Dian and abused her. It is further alleged that Soni Devi (petitioner No.4) brought night soil and all the petitioners tried to administer her.

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 petitioner Nos. 2 to 4, named above, within six weeks from today, in connection with Kalyanpur P.S. Case No. 8 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 Additional Chief Judicial Magistrate, 9th, Motihari, 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.

S.Ali/-

(Sanjay Priya, J)

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