IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.52051 of 2017

Arising Out of PS.Case No. -28 Year- 2017 Thana -CHANDRADEEP District- JAMUI

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1. Md. Sabir Khan, S/o Late Munna Khan,
2. Md. Nanhu, S/o Late Gaffar,
3. Md. Salam, S/o Md. Halim Khan,
4. Md. Mustaque, S/o Late Yusuf,
5. Md. Ilyas, S/o Late Samsuddin,
6. Md. Pappu, S/o Md. Mangu, All resident of Village- Matwalawa, P.S.- Chandradeep, Dist- Jamui.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Satya Prakash Parasar
For the Opposite Party/s : Mr. Sri Khurshid Anwar

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

2 09-11-2017 Heard learned counsel for the petitioners as well as the State.

The petitioners apprehend their arrest in Chandradeep P.S. Case No. 28/2017 instituted for the offences under Sections 147, 148, 149, 337, 427, 153 and 153(A) of the Indian Penal Code.

Learned counsel for the petitioners has submitted that there is general and omnibus allegation against these petitioners that they along with other named accused persons started assaulting by bricks etc. during Ram Navmi procession, on account of which, one Constable, who was on duty, sustained injury and other persons, namely, Manish Kumar Thakur, Bhuneshwar Yadav, Rupa

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Devi and Mamta Devi also sustained injury.

From the written report, it appears that there is general and omnibus allegation against these petitioners.

Considering the facts and circumstances of the case, the 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 Chandradeep P.S. Case No. 28/2017, 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 the learned Judicial Magistrate 1st Class, Jamui, subject to the conditions as laid down under Section 438(2) of the 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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