

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.37741 of 2017

Arising Out of PS.Case No. -191 Year- 2017 Thana -BAHERA District- DARBHANGA

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1. Lal Bihari Yadav, Son of Budhi Yadav,
2. Mahesh Lal Yadav, Son of Late Ram Prasad Yadav,
3. Bihari Yadav, Son of Ram Prayas Yadav @ Ram Pragas Yadav,

All are R/o Village- Motipur, P.S.- Bahera, District- Darbhanga.

..... Petitioner/s

Versus

The State of Bihar

..... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Suraj Narain Yadav, Advocate

For the Opposite Party/s : Mr. Ram Bilash Roy Raman, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

3 24-08-2017 Heard learned counsel for the petitioners and the State.

The petitioners apprehend their arrest in Bahera P.S. Case No. 191 of 2017 instituted for the offence under Sections 341, 324, 326, 307, 34 of the Indian Penal Code and Section 27 of the Arms Act.

As per written report, co-accused Mahesh Yadav fired on the person of the informant causing injury in his thigh. Co-accused Satya Narayan Yadav (brother-in-law of the informant) also fired which hit in his left arm.

As such, there is general and omnibus allegation against the petitioners. It is mentioned in paragraph-3 of the bail



petition that petitioners have no criminal antecedent.

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 Bahera P.S. Case No. 191 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, Benipur (Darbhanga), 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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