

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.62347 of 2017

Arising Out of PS.Case No. -44 Year- 2016 Thana -BELCHHI District- PATNA

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1. Santosh Kumar @ Santosh Ram, S/o Dev Sharan Ram@ Sharan Ram.
2. Nitish Ram@ Nitish Kumar, S/o Ajay Ram, both are resident of village-
Belchhi, P.S. Belchhi, District- Patna.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Rajeev Ranjan

For the Opposite Party/s : Mr. Sri Dinesh Singh

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

2 20-12-2017

Heard learned counsel for the petitioners and the State.

The petitioners apprehend arrest in Belchhi P.S. Case
No. 44 of 2016 instituted for the offence under Sections
147,148,149,341,323,504,353,427& 34 of the IPC.

Counsel for the petitioners has submitted that there is
general and omnibus allegation against these petitioners. They
have no criminal antecedent. In the written report, it is alleged that
30 to 40 persons entered into the campus of police station with
anger due to an incident which happened one day prior to the
occurrence in which the police has arrested one Priya Ranjan
Kumar in the course of the vehicle checking. In the instant case, it
is alleged that all those persons called bad names to the police and
also destroyed the furniture of the police station. These petitioners
were also present in the mob.



As such there is general and omnibus allegation against these petitioners.

In such circumstances, prayer for anticipatory bail is allowed and it is ordered that the petitioners, named above, in the event of their arrest or surrender in the court below within six weeks from the date of receipt/production of copy of this order, shall be released on bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) each with two sureties of the like amount each in connection with Belchhi P.S. Case No. 44 of 2016 to the satisfaction of learned S.D.J.M., Barh subject to condition as laid down u/S 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 dated fixed by the court and absence on two consecutive dates without proper and reasonable reason, will automatically cancel bail bonds of the petitioners and (3) if the petitioners tampers 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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