

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.40281 of 2017

Arising Out of PS.Case No. -147 Year- 2017 Thana -AADAPUR District-
EASTCHAMPARAN(MOTIHARI)

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1. Shankar Mukhiya, Son of Late Chulhai Mukhia,
2. Dhela Mukhia, Son of Late Deviki Mukhia,
3. Nanhak Manjhi ,Son of Late Ramdhari Manjhi,
4. Motar Mukhia @ Matar Mukhia @ Motor Mukhia, Son of Dhela Mukhia,
All R/o Village- Harkatwa, P.S.- Adapur, District- East Champaran.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Anil Kumar, Advocate.

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

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

2 21-09-2017 Heard learned counsel for the petitioners and the State.

The petitioners apprehend their arrest in Adapur P.S. Case No. 147 of 2017 instituted for the offence under Sections 341, 323, 324, 307, 379, 504, 506 and 427/34 of the Indian Penal Code.

As per written report, there is specific allegation against Kishun Mukhia of assaulting the informant with Dabia on his neck and head with intention to kill him.

It has been submitted that Kishun Mukhiya has already been granted anticipatory bail by this Court vide order dated 28.08.2017 passed in Cr. Misc. 38795 of 2017. There is general and omnibus allegation against these petitioners.

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 Adapur P.S. Case No. 147 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 Sub Divisional Judicial Magistrate, Raxaul at 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.

(Sanjay Priya, J)

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