

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.34616 of 2017

Arising Out of PS.Case No. -407 Year- 2016 Thana -HARSIDHI District-
EASTCHAMPARAN(MOTIHARI)

=====

1. Munnilal Singh, Son of Late Indradeo Singh,
2. Anirudh Singh, Son of Ramgranth Singh, Both are Resident of Village-
Gaighat , P.S.- Harsidhi, District- East Champaran.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Umesh Kumar Singh

For the Opposite Party/s : Mr. Sri Navin Kumar Pandey

=====

CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL ORDER

3 01-09-2017 Petitioners are permitted to make necessary correction
in the prayer portion of the application.

Heard learned counsel for the petitioners and learned
APP for the State.

Petitioners are languishing in judicial custody
since 17.03.2017 in connection with Harsidhi P.S. Case No. 407 of
2016 G.R. No. 6391 of 2016 for offences punishable under
Sections 302 and 34 of the Indian Penal Code and Section 27 of
the Arms Act.

The prosecution case, as lodged by the informant, is
that the petitioners along with three other named accused persons
and four other unknown persons have killed his grand father
because of land dispute.

It has been submitted by the learned counsel for the



petitioners that they are innocent, and have been falsely implicated in the aforesaid case. There was land dispute between the parties and although four persons including the petitioners have been named in the F.I.R. but as per the post mortem report there is only one injury and on whose injury the grand father of the informant succumbed is not specific. He submits that charge-sheet has already been submitted and there is no allegation of tampering of the prosecution witnesses by the petitioners.

However, learned APP for the State opposes the prayer for bail.

Considering the facts and circumstances and the materials on record, let petitioners, above named, be enlarged on bail on furnishing bail bonds of Rs.10,000/-(Ten Thousand) each with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, East Champaran, Motihari, in connection with Harsidhi P.S. Case No. 407 of 2016 G.R. No. 6391 of 2016, subject to the condition that one of the bailors would be a close relative of the petitioners having sufficient immovable property within the jurisdiction of the concerned police station/ court, who will file an affidavit stating his relationship with the petitioners and that petitioners will appear before the learned court below during trial as and when required



and failure to appear on two consecutive dates without assigning any reason will entail cancellation of their bail bonds.

(Nilu Agrawal, J)

Devendra/-

U		T	
---	--	---	--

