

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.59258 of 2017

Arising Out of PS.Case No. -246 Year- 2017 Thana -VAISHALI District- VAISHALI(HAJIPUR)

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1. Md. Nasim
2. Md. Kasim
3. Md. Hasim All Sons of Md. Idrish Resident of village- Bhagwanpur
Ratti, P.S.- Vaishali, District- Vaishali.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Anuj Kumar

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

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CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH
ORAL ORDER

2 13-12-2017 Heard learned counsel for the petitioners and learned
counsel for the State.

The petitioners seek pre-arrest bail in connection
with Vaishali P.S.Case No. 246 of 2017 registered under Sections
323, 504, 506, 308, 309, 389, 341, 342 and 34 of the Indian Penal
Code.

Regard being had to the inordinate and unexplained
delay of five days in recording the fardbeyan and inordinate delay
of 17 days in instituting the FIR thereafter, coupled with the
submission of the petitioner that a civil suit bearing no. 727 of
2017 and a proceeding under Section 144 of the Code of Criminal
Procedure are running between the parties, in the event of arrest or



surrender before the court below within four weeks from today, the petitioners are directed to be released on bail on furnishing bail bond of Rs.10,000/- (Rupees ten thousand) each with two sureties of the like amount each to the satisfaction of the Chief learned Judicial Magistrate, Vaishali at Hajipur in connection with Vaishali P.S.Case No. 246 of 2017, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Ashwani Kumar Singh, J)

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