

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.5271 of 2017

Arising Out of PS.Case No. -218 Year- 2016 Thana -PARWATTA District- KHAGARIA

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1. Rabin Yadav, Son of Late Ganga Yadav,
2. Badal Yadav @ Badal Kumar, Son of Rabin Yadav, Both Resident of
Village- Bari Lagar, P.S. Parbatta, District- Khagaria.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ram Sumiran Rai, Advocate

For the Opposite Party/s : Mr. Jitendra Kumar Singh, APP

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 15-02-2017 This is an application for grant of anticipatory bail
for offences punishable under Sections 341, 307 and 504/34 of the
Indian Penal Code and Section 27 of the Arms Act.

Heard learned counsel for the petitioners.

It has been submitted on behalf of the petitioners that
there is omnibus allegation against the petitioners and land dispute
is admitted between the parties. So far allegation of assault by
firing is concerned, that is against co-accused Kare Lal Yadav.

Heard learned A.P.P. also.

Having heard both sides, in view of the fact that
against these petitioners no specific allegation has been attributed
and up-till-now no injury report has been submitted either by the
doctor or by the investigating officer of this case, let above named



petitioners, in the event of arrest or surrender within a period of six weeks from the date of receipt/production of a copy of this order, be enlarged on bail on furnishing bail bond of Rs.25,000/- (Twenty-five thousand only) each with two sureties of the like amount each to the satisfaction of learned A.C.J.M., Ist Khagaria, in connection with Parbatta P.S. Case no. 218 of 2016 subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure. There are other conditions also that bailors should be local having sufficient property within the jurisdiction of the court concerned and petitioners shall cooperate in the investigation and make themselves available before the police as and when required.

However, it is made clear that after submission of Chargesheet if any cogent materials are found against the petitioners, prosecuting agency is at liberty to move for cancellation of bail of the petitioners.

(Vinod Kumar Sinha, J)

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