

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.23086 of 2017

Arising Out of PS.Case No. -15 Year- 2017 Thana -BARBIGHA District- SEKHPURA

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1. Ram Chandra Paswan, Son of Mewa Lal Paswan,
2. Nakul Paswan @ Nukul Paswan, Son of Balgovind Paswan, both
resident of Village Ramjanpur, P.S.- Barbigha, District- Sheikhpura.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Dhananjay Mishra

For the Opposite Party/s : Mr. Sri Shailendra Kumar -2

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

2 24-05-2017 Heard learned counsel for the petitioners and the State.

The petitioners apprehend their arrest in Barbigha P.S.

Case No. 15 of 2017 instituted for the offence under Section-307
& other minor sections of the Indian Penal Code and 27 of the
Arms Act.

As per written report, there is specific allegation against
co-accused Mukesh Paswan of causing fire-arm injury in the hand
and chest of son of the informant, as a result whereof, he became
unconscious.

There is general and omnibus allegation against these
petitioners. It has been submitted that other co-accused with
similar allegation have already been granted privilege of
anticipatory bail by a coordinate bench of this court vide order



dated 27-03-2017 passed in Cr. Misc. No. 11141 of 2017.

In such circumstances, prayer for anticipatory bail is allowed it is ordered that the petitioner named above, in the event of his arrest or surrender in the court below within four weeks from the date of receipt/production of copy of this order, shall be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each in connection with Barbigha P.S. Case No. 15 of 2017 to the satisfaction of learned Additional Chief Judicial Magistrate-II, Sheikhpura 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 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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