

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.18785 of 2017

Arising Out of PS.Case No. -1228 Year- 2016 Thana -SASARAM MUFFSIL District- SASARAM
(ROHTAS)

- =====
1. Raj Kumar, son of late Ramashish Singh, resident of Village-
Machandih, P.S.- Kargahar, District- Rohtas.
 2. Bahadur Singh, son of Late Dega Singh, resident of Village- Bilashpur,
P.S.- Kargahar, District- Rohtas.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sada Nand Roy, Advocate

For the Opposite Party/s : Smt. Renuka Ratnakar, APP

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

4/ 21-06-2017

Heard learned counsel for the Petitioners and the
State.

The Petitioners apprehend their arrest in Sasaram
Nagar (Mufassil) P.S. Case No.1228 of 2016 instituted for the
offence under Section(s) 341, 323, 448, 307, 504, 379, 506/34
Indian Penal Code.

It has been submitted on behalf of the petitioners
that the occurrence took place on account of partition of property
between brothers. Injury found on the person of injured does not
corroborate the allegation against petitioner No.1. There is no
allegation of any overt act against petitioner No.2.

As per written report, petitioner No.1 is alleged to
have given knife blow on the face of the informant.

Case diary has been received, wherein, injury report



is mentioned in para 48. The doctor has found all the injuries simple in nature caused by hard and blunt object.

In the facts and circumstances of the case, prayer of the petitioners for grant of anticipatory bail is allowed. In the event of surrender/arrest of the petitioners, named above, within six weeks from today in connection with Sasaram Nagar (Mufassil) P.S. Case No.1228 of 2016, they shall be released on anticipatory bail on furnishing bail bond of ₹10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Rohtas at Sasaram, 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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