

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.47254 of 2017

Arising Out of PS.Case No. -464 Year- 2017 Thana -KHAGARIA District- KHAGARIA

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1. Mahendra Sada, Son of Late Bhailal Sada,
2. Ram Balak Sada Son of Late Sattan Sada,
3. Mangan Sada Son of Late Jago Sada,
4. Dharmdeo Sada Son of Kapildeo Sada,
5. Tarun Sada Son of Late Bhailal Sada,
6. Maheshwari Sada Son of Saryug Sada,
7. Radhe Sada Son of Etwan Sada, All are R/o Village- Dhodhbraha, P.S.-
Gangaur, District- Khagaria.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Manoj Kumar Singh

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

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

2 13-10-2017

Heard learned counsel for the petitioners and the State.

The petitioners apprehend arrest in Khagaria (Gangaur) P.S.

Case No. 464 of 2017 instituted for the offence under Section-385 &
other minor Sections of the Indian Penal Code and 27 of the Arms Act.

It has been submitted that it is purely a matter of land
dispute. All the sections are bailable except offence u/S 27 of the Arms
Act.

In the written report, there is general allegation that
petitioners fired.

In such circumstances, prayer for anticipatory bail is
allowed and it is ordered that the petitioners named above in the event



of their arrest or surrender in the court below within six 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 Khagaria (Gangaur) P.S. Case No. 464 of 2017 to the satisfaction of learned Chief Judicial Magistrate, Khagaria 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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