

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.54074 of 2017

Arising Out of PS.Case No. -457 Year- 2017 Thana -PURNEA SADAR District- PURNIA

- =====
1. Kanchan Rishi, son of Pakouri Rishi, resident of village Emli Tola (Gulabbagh), P.S. Sadar, Distt. Purnea.
 2. Arvind Rishi, son of late Ram Kishore Rishi, resident of village Kadwa (Gulab bagh), P.S. Sadar, Distt. Purnea.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ram Prawesh Kumar, Advocate.

For the Opposite Party/s : Mr. Ram Bachan Singh, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

2 10-11-2017 Heard learned counsel for the petitioners and the State.

It has been submitted that petitioner No. 1 has already been arrested. Therefore, prayer for anticipatory bail of petitioner No. 1 has become infructuous.

The prayer for anticipatory bail against petitioner No. 1 namely, Kanchan Rishi, is dismissed as having become infructuous.

The petitioner No. 2 apprehends his arrest in **Sadar P.S. Case No. 457 of 2017** instituted for the offence under Sections 457, 380 and 411/34 of the Indian Penal Code.

It has been submitted that co-accused Karan Rishi was apprehended with Gas cylinder by the villagers and he disclosed



the name of this petitioner.

In the written report it is alleged by the informant that in the night he heard sound of entering some unknown persons in the house over the roof, she raised alarm and saw three persons jumped from the roof. One person after chase by the villagers, with Gas cylinder was apprehended who disclosed his name as Karan Rishi and he disclosed the name of this petitioner.

Considering the facts and circumstances of the case, prayer for anticipatory bail of the petitioner is allowed. In the event of surrender/arrest of the petitioner, named above, within six weeks from today, in connection with **Sadar P.S. Case No. 457 of 2017**, he shall be released on anticipatory bail on furnishing bail bond of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned **Chief Judicial Magistrate, Purnea**, 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) petitioner 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 petitioner and (3) if petitioner tampers 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 petitioner.

S.Ali/-

(Sanjay Priya, J)

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