

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.46899 of 2018

Arising Out of PS.Case No. -283 Year- 2017 Thana -PHULPARAS District- MADHUBANI

- =====
1. Harihar Nath Yadav, son of late Prayag Lal Yadav,
 2. Pramod Kumar @ Pramod Kumar Yadav, son of Viswanath Kumar @
Viswa Nath Yadav,
- Both resident of Village- Siswa Barahi, P.S.- Phulparas, District-
Madhubani.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : None

For the Opposite Party/s : Mr. Umesh Lal Verma, APP

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

2/ 25-08-2018

None appeared on behalf of the petitioners. Learned

APP for the State is present.

Petitioners apprehend their arrest in **Phulparas P.S.**

Case No.283 of 2017 instituted for the offence under Section(s)
147, 149, 384, 385, 504, 506 Indian Penal Code and Section 27
of Arms Act.

Allegation in the written report is that petitioners
along with other accused made indiscriminate firing but nobody
sustained injury.

Learned APP has submitted that there are criminal
antecedents of the petitioners.

This Court on perusal of the written report finds



that occurrence has taken place on account of land dispute. It further appears that there is case and counter case between the parties.

It also appears that the other co-accused has already been granted anticipatory bail by a coordinate Bench of this Court vide order dated 02.05.2018 passed in Cr. Misc. No.24226 of 2018.

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 **Phulparas P.S. Case No.283 of 2017**, they shall be released on anticipatory bail on furnishing bail bond of Rs.10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of the **Additional Chief Judicial Magistrate-IIInd, Jhanjharpur (Madhubani)**, 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 their absence on two consecutive dates without proper and reasonable reason will be liable to cancel their bail bonds 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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Rohit Kr.

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