

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.13142 of 2018

Arising Out of PS.Case No. -661 Year- 2017 Thana -TURKAULIYA District-
EASTCHAMPARAN(MOTIHARI)

=====

1. Umesh Bhagat, S/o Yogendra Bhagat,
2. Pappu Lal (Dawa Dukan), Son of Nagendra Lal,
3. Pradip Sah @ Pradip Kumar, Rama Shankar Sah,
4. Bharat Sah, Son of Laljhar Sah, All are residents of Village- Semra, P.S.-
Turkaulia, District- East Champaran.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Sunil Kumar No.Iii

For the Opposite Party/s : Mr. Sri Kanhaiya Kishore

=====

CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 04-04-2018 Heard the parties.

The petitioners are apprehending their arrest in connection with Turkaulia P.S.Case no.661 of 2017 , registered for offences punishable under Sections 147, 341, 323, 332, 353, 504 and 333 of the Indian Penal Code and Section 11 of the Public Gambling Act.

Allegation against the petitioners is that they assaulted the police personnel along with the other accused persons.

Submission of the learned counsel for the petitioners is that there is general and omnibus allegation against the petitioner and other accused persons but no specific allegation of assault on the police personnel has been attributed against the petitioner and the



other co-accused persons have been granted privilege of anticipatory bail, vide order dated 28.2.2018 passed in Cr. Misc. No.12437 of 2018.

Heard learned A.P.P. also.

Having heard both sides and in view of the facts and circumstances, as stated above, let the petitioners, above named, in the event of arrest or surrender before the court below within a period of six weeks from the date of order, be released on bail on furnishing bail bond of Rs.25,000/- (Twenty Five Thousand) each with two sureties of the like amount each to the satisfaction of the learned C.J.M., Motihari, East Champaran in connection with Turkaulia P.S.Case no.661 of 2017, subject to condition as laid down under Section 438 (2) of the Code of Criminal Procedure.

With following conditions :

- (i) One of the bailors of the petitioners shall be a local person having sufficient immovable property within the jurisdiction of the concerned court.
- (ii) The petitioners will not induce any witness or tamper with the evidence.
- (iii) The petitioners shall co-operate in the investigation of the case and make themselves available as and when required by the Police, otherwise, the prosecution is free to move for cancellation of their bail bond.

With the aforesaid observation, this application is allowed.

(Vinod Kumar Sinha, J)

chn/-

U		T	
---	--	---	--



