

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.2730 of 2018

Arising Out of P.S.Case No. -346 Year- 2016 Thana -KESARIA District-
EASTCHAMPARAN(MOTIHARI)

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1. Ganika Rai, Son of Late Jaga Rai,
2. Manbharan Devi, Wife of Late Ganika Rai,
3. Shanti Devi, Wife of Arun Rai,
All resident of Village- Rajpur Tola, Ganeshpur, P.S.- Keshariya, District-
East Champaran.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ajay Kumar Singh, Advocate.

For the Opposite Party/s : Md. Nazir Ansari, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

2 23-01-2018 Heard learned counsel for the petitioners and the

State.

The petitioners apprehend their arrest in **Kesariya**
P.S. Case No. 346 of 2016 instituted for the offence under
Sections 341, 323, 324, 325, 307, 354 and 379/34 of the Indian
Penal Code.

It has been submitted that both parties are agnates.
There is land dispute between them.

The allegation against the petitioners is that they
assaulted the informant and her husband with lathi, Fatha, fists,
slaps etc.



The police has submitted charge sheet for the offence under Section 304A and 379 of the Indian Penal Code and cognizance has been taken under Section 307 of the Indian Penal Code.

The injury report of the informant has been enclosed as Annexure-2 wherein the Doctor has found simple injury on the person of the informant.

Considering the facts and circumstances of the case, prayer for anticipatory bail of the petitioners is allowed. In the event of surrender/arrest of the petitioners, named above, within six weeks from today, in connection with **Kesariya P.S. Case No. 346 of 2016**, 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 **learned Additional Chief Judicial Magistrate-XI, East Champaran at Motihari**, 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 bond 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.

S.Ali/-

(Sanjay Priya, J)

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