

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.41232 of 2018

Arising Out of PS.Case No. -24 Year- 2018 Thana -RAJAUN District- BANKA

- =====
1. Jitendra Paswan, son of Wakil Paswan
 2. Wakil Paswan, son of Late Kamli Paswan
- Both resident of Village- Babhankoramba, P.S. Rajaun, District- Banka.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Dhananjay Kumar Pandey, Advocate.

For the Opposite Party/s : Mr. Humayou Ahmad Khan, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

2 16-07-2018 Heard learned counsel for the petitioners and the State.

The petitioners apprehend their arrest in **Rajaun P.S.**
Case No. 24 of 2018 instituted for the offence under Sections 323, 325, 307, 379, 504 and 506/34 of the Indian Penal Code.

Learned counsel for the petitioners has submitted that quarrel took place between the children. Petitioner No.2 and the informant are own brothers and petitioner No. 1 is nephew of the informant.

In the written report it is alleged that on account of quarrel between children, the petitioners assaulted the informant with *lathi, danda* etc.

The Sessions Judge has mentioned in the impugned



order that injury was found on the skull of the informant but he has not mentioned about nature of injury.

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 **Rajaun P.S. Case No. 24 of 2018**, 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 **Chief Judicial Magistrate, Banka**, 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.

(Sanjay Priya, J)

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