

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.39909 of 2018

Arising Out of PS.Case No. -62 Year- 2018 Thana -BHAGWANPUR District-
VAISHALI(HAJIPUR)

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1. SAROJ KUMAR @ SURAJ KUMAR son of Devendra Sah
2. Manoj Kumar Son of Devendra Sah
3. Nirmala Devi @ Nirmala Devi wife of Devendra Sah All are residents of
village - Raja Ram Kiratpur, P.S. Bhagwanpur, Dist - Vaishali.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.

For the Opposite Party/s : Mr.

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 11-07-2018 Heard the parties.

The petitioners are apprehending their arrest in connection with Bhagwanpur P.S.Case No.62 of 2018 , registered for offences punishable under Sections 341, 447, 504, 323, 324, 354, 379 and 34 of the Indian Penal Code.

Allegation against the petitioners is of assaulting the informant and also tried to disrob her.

Submission of the learned counsel for the petitioners is that the informant and the petitioners are *Gotia* and they have been falsely implicated in this case. Allegation of assault is against Suraj Kumar but no injury report is available on the record.

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 CJM, Vaishali at Hajipur in connection with Bhagwanpur P.S.Case no.62 of 2018, 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)

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