

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.44858 of 2018

Arising Out of PS.Case No. -263 Year- 2017 Thana -KHAIRA District- JAMUI

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1. Raju Khan,
2. Raja Khan
3. Rajjan Khan @ Rajjan Khan all S/o Abbas Khan,
4. Reshma Khatoon W/o Raju Khan, All are R/o Vill.- Jorbhana
Dharampur, P.S.- Khaira, Distt.- Jamui.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Niranjana Parihar

For the Opposite Party/s : Mr. Sri Nand Kishore Pd

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

4 28-08-2018 Heard learned counsel for the petitioners, the informant
and the State.

The petitioners apprehend their arrest in Khaira P.S.
Case No. 263 of 2017, instituted for the offences under Sections
302, 201/ 34 of the Indian Penal Code.

In the written report, it is alleged that on the date of
occurrence, these petitioners and other accused persons abused the
daughter of informant and killed her by putting cloth in her mouth.

Case diary has been received in this case.

Learned counsel for the informant has submitted that
eye-witness in para 11 of case diary has supported the case.

Learned Additional P.P. has submitted that in para 11 of



case diary witness has stated that co-accused Aslam Khan had pressed the neck of deceased Amna Khatoon.

Learned counsel for the petitioner has submitted that post-mortem report is available in case diary wherein it is mentioned that no any external injury is found on the person of deceased.

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 Khaira P.S. Case No. 263 of 2017 shall be enlarged 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 learned C.J.M, Jamui, 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 absence on two consecutive dates without proper and reasonable reason will automatically cancel bail bond of the petitioners 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.)

Rakhi/abhijeet-

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