

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.30320 of 2018

Arising Out of PS.Case No. -45 Year- 2009 Thana -ATRI District- GAYA

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1. Raghu Chaudhary, S/o Ramchandra Choudhary, R/o Vill.- Mohra, P.S.-
Atri, District- Nawada.

2. Binod Chaudhary @ Binod Kumar Chaudhary S/o Bundi Choudhary, R/o
Vill.- Aropur, P.S.- Wazirganj, District- Gaya.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Vishwa Ranjan Choudhary

For the Opposite Party/s : Mr. Md. Nazir Ansari

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

3 18-08-2018 Heard learned counsel for the petitioners as well as the

State.

The petitioners apprehend their arrest in Atri P.S.

Case No. 45/2009, instituted for the offences punishable under

Sections 147, 148, 149, 302 of the Indian Penal Code and Section

27 of the Arms Act.

Learned counsel for the petitioners has submitted

that petitioners are not named in the written report. Learned

Sessions Judge has mentioned in the impugned order that name of

these petitioners has come in supervision note of Dy. S.P.,

Neemchak Bathani, Gaya.

Considering the facts and circumstances of the case,



the 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 Atri P.S. Case No. 45/2009, 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 the learned Chief Judicial Magistrate, Gaya, subject to the conditions as laid down under Section 438(2) of the 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.)

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