

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.36448 of 2018

Arising Out of PS. Case No.-118 Year-2016 Thana- CHIKSAUR District- Nalanda

1. Shankar Mahto,
2. Rameshwar Mahto, Both Sons of Narsingh Mahto and resident
of Village- Amat, P.S.- Chiksaura, District- Nalanda.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rajeev Kumar

For the Opposite Party/s : Mr. Sri Bharat Lal

CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

3 03-07-2018 Heard learned counsel for the petitioners and learned
APP for the State.

Petitioners apprehend their arrest in Chiksaura P.S. Case
No. 118 of 2016 instituted for the offence under Section(s)147,
148, 149 and 302 of the Indian Penal Code and Section 27 of the
Arms Act.

Learned counsel for the petitioners has submitted that
there is allegation of causing fire arm injury against co-accused
Kishore Mahto. The police after investigation submitted final
form showing the petitioners as innocent and not sent up for
trial. The Photo Copy of the charge-sheet submitted by the
police has been enclosed as Annexure-2. The learned Magistrate
has taken cognizance against the petitioners after differing with
the police report.



In the facts and circumstances of the case, prayer of the petitioners for grant of anticipatory bail is allowed. In the event of surrender/arrest of the petitioners, named above, within six weeks from today in connection with Chiksaura P.S. Case No. 118 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 the A.C.J.M.-1st, Hilsa, Nalanda 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)

shyambihari/-

U		T	
---	--	---	--

