

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.12866 of 2018

Arising Out of PS. Case No.-182 Year-2017 Thana- WAJIRGANJ District- Gaya

1. Md. Abid, S/o Md. Rauf Miyan@ Abdul Rauf,
2. Md. Anwar @ Md. Allaudin,
3. Md. Salauddin, Both are S/o Late Karu Miya,
4. Md. Rauf Mian@ Md. Rahuf, S/o Late Munshi Miya,
All are R/o Village- Alahna, P.S. Wazirganj, District- Gaya.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Vishwa Ranjan Choudhary
For the Opposite Party/s : Mr. Nityanand Tiwary

CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

2 09-03-2018 Heard learned counsel for the petitioners and the State.

The petitioners apprehend arrest in Wazirganj P.S.
Case No. 182 of 2017 instituted for the offence under Sections
341,323,325,379,307/34 of the IPC.

Counsel for the petitioners has submitted that there is
case and counter case between the parties. The counter case has
been filed by petitioner side vide Wazirganj P.S. Case No. 179
of 2017 against 11 persons. In the instant case, there is
allegation of assaulting the informant with butt of pistol which
caused injury to him. It has been mentioned in the bail petition
in paragraph 8 that all the injuries were found to be simple in
nature.



In such circumstances, prayer for anticipatory bail is allowed and it is ordered that the petitioners, named above, in the event of their arrest or surrender in the court below within six weeks from the date of receipt/production of copy of this order, shall be released on bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) each with two sureties of the like amount each in connection with Wazirganj P.S. Case No. 182 of 2017 to the satisfaction of the learned Additional Chief Judicial Magistrate 1st, Gaya, subject to condition as laid down u/S 438 (2) of the Cr. P.C. with further conditions (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 dated fixed by the court and absence on two consecutive dates without proper and reasonable reason, will automatically cancel bail bonds of the petitioners and (3) if the petitioners tampers 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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