

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.55833 of 2018

Arising Out of PS.Case No. -188 Year- 2018 Thana -BUXAR District- BUXAR

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1. Brajesh @ Brajesh Kumar,
2. Ritesh @ Ritesh Kumar
Both Sons Sri Baldeo Prasad, Residents of Mohalla- Bari Tola, Buxar,
P.S.- Buxar (Town), District- Buxar (Bihar).

.... Petitioners

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioners : Mr. Saket Gupta, Advocate.

For the Opposite Party : APP

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL ORDER

2 06-10-2018 Heard learned counsel for the petitioners and learned
APP for the State.

2. The petitioners apprehends their arrest for the
offences alleged under Sections 341, 323, 504, 324, 326, 307/34 of
the Indian Penal Code registered in connection with Buxar (Town)
P.S. Case No. 188 of 2018.

3. It is submitted that the petitioners have been falsely
implicated and the allegations against the petitioners are general
and omnibus in nature. The thrust of accusation of assault with
knife is upon co-accused Bhola who is in custody. Petitioner no. 1
claims clean antecedents while petitioner no. 2 has one prior case
of different nature in which he is on bail.

4. Be that as it may, having regard to the entirety of the
facts and circumstances of the case, in the event of the petitioners'
arrest or surrender before the court below within six weeks from
the date of communication of this order, let the above named



petitioners be released on bail on furnishing bail bond of Rs.10,000/- (ten thousand) each with two sureties of like amount each to the satisfaction of learned Chief Judicial Magistrate, Buxar in connection with Buxar (Town) P.S. Case No. 188 of 2018, subject to the conditions as laid down under Section 438 (2) Cr.P.C., and also subject to the following further conditions:

(i) That one of the bailors shall be a close relative of the petitioners.

(ii) That the petitioners shall not indulge in any similar offence till conclusion of the trial.

(iii) The petitioners shall cooperate with the investigation, if not already concluded, and make themselves available as and when so required and in case of failure, the State shall be at liberty to move for cancellation of bail.

(iv) The petitioners shall remain physically present in Court on each and every date during trial and in the event of failure on two consecutive dates without sufficient reason, their bail bonds shall be liable to be cancelled by the learned Court concerned.

(Vikash Jain, J)

Md. Ibrarul/-

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