

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.17773 of 2018

Arising Out of PS. Case No.-381 Year-2017 Thana- KHARAGPUR District- Munger

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1. Shekhar Kumar Son of Nand Lal Singh
 2. Jyotish Singh Son of Daso Singh Both Residents of Village- Bari Mudheri, P.S.- Haveli Kharagpur, District- Munger.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Indu Bhushan
For the Opposite Party/s : Mr. Sri Anil Kumar

CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

3 19-04-2018 Heard learned counsel for the petitioners and learned APP
for the State.

Petitioners apprehend their arrest in Haveli Kharagpur
P.S. case no. 381/2017 instituted for the offence under
Section(s) 341,323,379, 338, 308 and 504 of the Indian Penal
Code.

Learned counsel for the petitioners has submitted that
informant and petitioner no.2 are full brothers.



The occurrence has taken place on account of partition of the property. There has been injury from both sides. In the instant case injury sustained by the informant is simple in nature.

Learned counsel for the petitioners has submitted that injury has been received by the petitioner no.2 in the counter case also which is available in para 11 of the bail petition.

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 Haveli Kharagpur P.S. case no. 381/2017, 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 A.C.J.M.-IV, Munger, 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)

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