

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.8968 of 2018

Arising Out of PS. Case No.-341 Year-2017 Thana- JOKIHAT District- Araria

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1. Dilip Kumar Mandal, S/o Late Ganga Pd. Mandal,
 2. Raziya Devi W/o Dilip Kumar Mandal,
 3. Anil Kumar Mandal, S/o Dilip Kumar Mandal Ali, R/o Village-
Bagnagar, P.S.- (Mahalgaon) Jokihaar, District- Araria.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Gopal Kumar Jha

For the Opposite Party/s : Mr. Ahtash Ali Khan

CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA

ORAL ORDER

3 04-04-2018 Heard learned counsel for the petitioners and the

State.

The petitioners apprehend arrest in Jokihat P.S. Case
No. 341 of 2017, instituted for the offence under Sections
341,323,324,307,447,504,506/34 of the IPC.

Learned counsel for the petitioners has submitted that
there is no any specific allegation of overt act against petitioner no. 1
and 2. Petitioner no. 3 is alleged to have assaulted the informant with
sickle causing injury on his hand. Case diary has been received,
wherein, injury report is available. Doctor has found injury in the left
fore-arm, thereafter, informant was referred to the Sadar Hospital,
Araria, for better treatment. It has been further submitted that wife of
petitioner no. 1 has also filed complaint case against the informant
and others bearing no. 469C of 2017.

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 Jokihat P.S. Case No. 341 of 2017, to the satisfaction of the learned Chief Judicial Magistrate, Araria, subject to condition as laid down u/S 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 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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