

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.39625 of 2018

Arising Out of PS.Case No. -310 Year- 2017 Thana -BIHARIGANJ District- MADHEPURA

=====

1. Md. Phool Hasan @ Phool Hasan S/o- Late Md. Domi @ Doman Miyan,
2. Md. Rasool S/o- Late Md. Domi @ Doman Miyan.
3. Md. Kausar S/o- Md. Phool Hasan @ Phool Hasan,
4. Md. Saddam S/o- Md. Jamal,
5. Md. Mansoor, S/o- Md. Manzur, All resident of Village- Hathiyondha,
P.S. Bihariganj, District- Madhepura.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr.

For the Opposite Party/s : Mr.

=====

CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

3 06-08-2018 Heard learned counsel for the petitioners as well as

the State.

The petitioners apprehend their arrest in Bihariganj
P.S. Case No. 310/2017, instituted for the offences punishable
under Sections 323, 341, 324, 307, 354A, 379, 504, 506 and 34 of
the Indian Penal Code.

Learned counsel for the petitioners has submitted that
there is general and omnibus allegation against these petitioners.
The occurrence took place due to land dispute between the parties.
The petitioners have clean antecedent. Other co-accused with
similar allegation have already been granted anticipatory bail by



this Court vide order dated 28.02.2018 passed in Cr. Misc. No. 12342/2018.

Considering the facts and circumstances of the case, the prayer for anticipatory bail of the petitioners is allowed. In the event of surrender/arrest of the petitioners, named above, within six weeks from today, in connection with Bihariganj P.S. Case No. 310/2017, 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 S.D.J.M., Udakishunganj at Madhepura, subject to the conditions as laid down under Section 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 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.)

Rakhi

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

