

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.40525 of 2018

Arising Out of P.S.Case No. -39 Year- 2018 Thana -KHAIRA District- SARAN

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1. Arun Rai
2. Bipin Kumar
3. Rahul Kumar @ Rahul Rai All three, S/o Sonelal Rai
4. Vikash Kumar @ Vikash K Yadav, S/o Shivmangal Rai
5. Mahangu Yadav @ Ranglal Rai,
6. Shiv Mangal Rai, Both, S/o Dinanath Rai
7. Dinanath Rai, S/o Late Sakaldeo Rai All, resident of Village- Kadipur
Bangra, P.S.- Khaira (Nagra O.P.), District- Saran.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Bishwajeet Singh, Advocate
For the Opposite Party/s : Mr. Harendra Prasad, APP

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

3 24-07-2018 Heard learned counsel for the petitioners as well as
the State.

The petitioners apprehend their arrest in Khaira
(Nagra) P.S. Case No. 39/2018, instituted for the offence
punishable under Sections 147, 148, 149, 341, 323, 353, 188, 427
and 504 of the Indian Penal Code.

Learned counsel for the petitioners has submitted that
there is general and omnibus allegation against the petitioners.
They have clean antecedents.

In the written report, it is alleged that the petitioners
and other named accused persons and about 100 unknown persons



had blocked the road and caused obstruction in free flow of traffic.

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 Khaira (Nagra) P.S. Case No. 39/2018, 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 Additional Chief Judicial Magistrate-Xth, Saran, 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.)

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