

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.44862 of 2018

Arising Out of PS.Case No. -250 Year- 2016 Thana -BIRPUR District- SUPAUL

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1. Azad @ Azad Ali, S/o Abdul Rauf, R/o Vill.- Lalpur Goth, P.S.- Balua Bazar, District- Supaul.

2. Parvez Alam S/o Haji Makbul @ Makbul Hosen, R/o Ishakchowk, P.S.- Balua Bazar, District- Supaul.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Arun

For the Opposite Party/s : Mr. Sri Humayou Ahmad Khan

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

2 08-08-2018 Heard learned counsel for the petitioners as well as the State.

The petitioners apprehend their arrest in Birpur P.S. Case No. 250/2016, instituted for the offences punishable under Sections 147, 148, 149, 341, 323, 342, 332, 333, 337, 307, 353, 302 and 120B of the Indian Penal Code.

Learned counsel for the petitioners has submitted that there is general and omnibus allegation against these petitioners. It is alleged that the petitioners have been identified on the basis of C.C.T.V. footage. It has further been submitted that other accused with similar allegation has already been granted anticipatory bail by this Court vide order dated 01.02.2018 passed in Cr. Misc. No.



63586/2017.

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 Birpur P.S. Case No. 250/2016, 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., Birpur, Supaul, 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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