

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.493 of 2019

Arising Out of PS. Case No.-271 Year-2018 Thana- AKBARPUR District- Nawada

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1. Raja Ram Chauhan @ Ram Raj Kumar
 2. Dharmendra Chauhan @ Dharmendra Kumar Both Sons of Pyare Mahto @ Pyare Chauhan Both Resident of Village-Fatehpur,Rajabagi Tola,P.S. Akbarpur,Dist.-Nawada

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Deepak Kumar

For the Opposite Party/s : Ms. Renu Kumari

CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN
ORAL ORDER

2 28-01-2019 Heard learned counsel for the petitionera and learned APP
for the State.

2. The petitionera apprehend their arrest for the offences alleged under Sections 147/341/447/354/307/504 IPC registered in connection with Akbarpur P.S. Case No. 271 of 2018.

3. It is submitted that the petitioners have been falsely implicated in the backdrop of land dispute between the parties. The accusations are general and omnibus in nature and no specific accusation of assault whatsoever, has been attributed against the petitioners. The injuries are simple in nature. The petitioner no. 1 has one prior case of different nature in which he is accused, while petitioner no. 2 has clean antecedents.

4. Be that as it may, having regard to the entirety of the facts and circumstances, in the event of the petitioners arrest or surrender before the court below within six weeks from the date of communication of this order, let the above named petitioners be released on bail on furnishing bail bond of Rs.10,000/- (ten thousand) each with two sureties of like amount each to the satisfaction of learned ACJM Ist, Nawada in connection with Akbarpur P.S. Case No.



271 of 2018 , subject to the conditions as laid down under Section 438 (2) Cr.P.C. and also subject to the following further conditions:

- i. That one of the bailors shall be a close relative of the petitioners.
- ii. That the petitioners shall not indulge in any similar offence till conclusion of the trial.
- iii. That the petitioners shall co-operate with the investigation, if not already concluded, and make themselves available as and when so required and in case of failure, the State shall be at liberty to move for cancellation of bail.
- iv. The petitioners shall remain physically present in Court on each and every date during trial and in the event of failure on two consecutive dates without sufficient reason, their bail bonds shall be liable to be cancelled by the learned Court concerned.

(Vikash Jain, J)

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