IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.10121 of 2019

Arising Out of PS. Case No.-66 Year-2016 Thana- BHEJA District- Madhubani

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1. DUNEE LAL RAM, Son of Bhaju Ram Resident of Village-Sundari, P.S.- Bheja, District -Madhubani
2. Ganesee Ram @ Ganesh Ram, son of Bhaju Ram Resident of Village-Sundari, P.S.- Bheja, District -Madhubani
3. Bhaju Ram, son of Late Mushharu Ram Resident of Village-Sundari, P.S.- Bheja, District -Madhubani

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr.Ravindra Kumar Singh
For the Opposite Party/s : Mr.Rajiv Nayan,APP

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL ORDER

2 20-02-2019 Heard learned counsel for the petitioners and learned APP for the State.

2. The petitioners apprehend their arrest for the offences alleged under Sections 406, 420, 323, 342, 504 IPC registered in connection with Bheja P.S. Case No. 66 of 2016.

3. It is submitted that the petitioners have been falsely implicated and the complaint has been filed in a vague manner without specifying the person to whom the payment of Rs. 30,000/- was made. The parties are *patidars* and the dispute at best is of civil nature. The accusation is not supported by any money receipt nor agreement. The petitioners claim clean antecedents.

4. Be that as it may, 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 III, Jhanjharpur, District Madhubani, in connection with Bheja P.S. Case No. 66 of 2016, subject to the conditions as laid down

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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)

Chandran/-

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