

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.11071 of 2019

Arising Out of PS. Case No.-93 Year-2015 Thana- PARSABAZAR District- Patna

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1. Bobby Kumar Male, 27 years
 2. Samy Kumar @ Sunny Kumar, Male 29 years,
Both sons of Sipu Singh R/o- Village - Nathupur, P.S.- Parsa Bazar, District - Patna.

... .. Petitioners

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioners : Mr.Baidya Nath Thakur, Advocate
For the Opposite Party : APP

CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN
ORAL ORDER

2 25-02-2019 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioners apprehend their arrest for the offences alleged under Sections 147, 148, 149, 341, 323, 333, 337, 353, 307, 504, 427, 435 of the Indian Penal Code registered in connection with Parsa Bazar P.S. Case No. 93 of 2015.

3. It is submitted that the petitioners have been falsely implicated and the first information report has been instituted against 11 named accused and 400-500 unknown persons. The accusations of assault are general and omnibus in nature and no specific accusation of assault has been attributed individually to the petitioners, who claim clean antecedents.

4. Learned APP opposes the anticipatory bail petition and has been heard.

5. 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 bonds of Rs.10,000/- (ten



thousand) each with two sureties of like amount each to the satisfaction of learned Additional Chief Judicial Magistrate-cum-CBI-II, Patna in connection with Parsa Bazar P.S. Case No. 93 of 2015, subject to the conditions as laid down under Section 438 (2) of the Cr.P.C. and with further conditions --

(i) That one of the bailors of each of the petitioners shall be their close relatives.

(ii) That the petitioners shall not indulge in any similar offence till conclusion of the trial.

(iii) That 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.

(iv) That the petitioners shall cooperate 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.

BT/Chandran

(Vikash Jain, J)

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