

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.10705 of 2019

Arising Out of PS. Case No.-105 Year-2018 Thana- SANGRAMPUR District- Munger

1. PANKAJ YADAV
2. Bablu Yadav Son
both Sons of Late Bhola yadav Resident of village – Patghaghar, P.S.
Sangrampur, Dist. Munger

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Surya Narayan Sah
For the Opposite Party/s : Mr.R.P.Nat,APP

CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN
ORAL ORDER

2 22-02-2019 Heard learned counsel for the petitioners and learned APP
for the State.

2. The petitioners apprehend their arrest for the offences alleged under Sections 147, 148, 149, 341, 323, 379, 307, 387, 504 and 506 IPC registered in connection with Sangrampur (Tetiabanbar) P.S. Case No. 105/2018.

3. It is submitted that the petitioners have been falsely implicated in the backdrop of land dispute and in any event the injuries are simple in nature and cognizance has not been taken under Section 307 IPC. The accusation under Section 387 IPC is general and omnibus in nature and the accusation of theft is mere embellishment. Petitioner no. 1 is made accused in one prior case of different nature, while petitioner no. 2 claims 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 SDJM, Munger, in connection with Sangrampur (Tetiabanbar)



P.S. Case No. 105/2018, 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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