

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.15028 of 2019

Arising Out of PS. Case No.-166 Year-2018 Thana- MATIHANI District- Begusarai

1. CHANDRASHEKHAR RAI @ CHANDRASHEKHAR PRASAD SINGH son of Late Dwarika Rai, Resident of Village Shirnyan, Police Station- Matihani in the District of Begusarai.
2. Sheo Kumar Rai, S/O Chandrashekhar Prasad Singh @ Chandra Shekhar Rai, Resident of Village Shirnyan, Police Station- Matihani in the District of Begusarai.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Prabhu Narayan Sharma
For the Opposite Party/s : Mr.Anil Kumar

CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN
ORAL ORDER

2 12-03-2019 Heard learned counsel for the petitioners and learned APP for the State.

2. The petitioners apprehend their arrest for the offences alleged under Sections 341/323/504/307/34 IPC and Section 27 of the Arms Act registered in connection with Matihani P.S. Case No. 166 of 2018.

3. It is submitted that the petitioners have been falsely implicated and in any event the accusations are general and omnibus in nature. The petitioners alleged to have assaulted the informant's husband on head with lathi, but the injuries are simple in nature. The petitioners claim clean antecedents.

4. Learned APP assisted by learned counsel for the informant appear and has been heard.

5. Be that as it may, in the event of petitioners arrest or surrender within four weeks hereof let the above named



petitioners be released on provisional anticipatory bail on furnishing bail bond of Rs.10,000/- [ten thousand] each with two sureties of like amount each to the satisfaction of learned J.M.Ist Class, Begusarai in connection with Matihani P.S. Case No. 166 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) 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.

6. The provisional bail shall be confirmed upon verification from the injury reports that the injuries if any, on informant's husband attributed to the petitioners are not grievous in nature.

(Vikash Jain, J)

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