

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.15460 of 2019

Arising Out of PS. Case No.-290 Year-2018 Thana- BELHAR District- Banka *

1. Chandeshwari Pandit age about 55 male Son of Late Rohan Pandit
2. Anant Pandit @ Anant Kumar Pandit age 28 years male Son of Chandeshwari Pandit
3. Chhatthu Pandit age 22 years male son of Chandeshwary Pandit
4. Sudhir Pandit age about 26 years male Son of Chandeshwari Pandit
5. Basanti Devi age 50 female wife of Chandeshwary Pandit
All resident of Village- Bijikharba, P.S.- Belhar, District- Banka.

... .. Petitioners

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioners : Mr. Dhananjay Kumar Pandey, Advocate
For the Opposite Party : APP

CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN
ORAL ORDER

2 13-03-2019 Heard learned counsel for the petitioners and learned APP
for the State.

2. The petitioners apprehend their arrest for the offences alleged under Sections 147, 148, 149, 341, 323, 325, 307 and 504 of the Indian Penal Code registered in connection with Belhar P.S. Case No. 290 of 2018.

3. It is submitted that the petitioners have been falsely implicated in the backdrop of land dispute and there is case and counter case between the parties. The accusation of assault against the petitioners is general and omnibus in nature and the injuries are simple in nature. 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 bonda of Rs.10,000/- (ten



thousand) each with two sureties of like amount each to the satisfaction of learned Chief Judicial Magistrate, Banka in connection with Belhar P.S. Case No. 290 of 2018, 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 petitioner no. 5 shall be well represented in court on each and every date during trial except as and when directed by the learned court to be physically present and other 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/-

(Vikash Jain, J)

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