

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.22000 of 2019

Arising Out of PS. Case No.-621 Year-2018 Thana- PHULWARISHARIF District- Patna

1. PANPATI DEVI Wife of Sidhnath Yadav @ Sidhnath Prasad Resident of Village - Faridpur, P.S.- Janipur, Distt.- Patna.
2. Bijay Prasad Son of Gurudatt Prasad @ Gurudayal Prasad Resident of Village - Faridpur, P.S.- Janipur, Distt.- Patna.
3. Sidhnath Yadav @ Sidhnath Prasad @ Sidhananth Yadav Son of Gurudatt Prasad @ Guradayaal Prasad Resident of Village - Faridpur, P.S.- Janipur, Distt.- Patna.
4. Bipin Kumar Son of Ajay Prasad Resident of Village - Faridpur, P.S.- Janipur, Distt.- Patna.
5. Anil Kumar Son of Sidhnath Yadav @ Sidhnath Prasad Resident of Village - Faridpur, P.S.- Janipur, Distt.- Patna.
6. Priya Ranjan Kumar Son of Bijay Prasad Resident of Village - Faridpur, P.S.- Janipur, Distt.- Patna.
7. Ajay Prasad Son of Gurudatt Prasad @ Guradayaal Prasad Resident of Village - Faridpur, P.S.- Janipur, Distt.- Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Bachan Jee Ojha
For the Opposite Party/s : Mr.Binod Kumar

CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN
ORAL ORDER

2 08-04-2019 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, 452, 323,354, 379, 506 IPC registered in connection with Phulwarisharif (Janipur) P.S. Case No. 621/2018.

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 parties are gotias. The husband of the informant filed a petition before the Station House Officer to the effect that he had himself set fire to his hut with a view to implicate the



petitioners. 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 CJM, Patna, in connection with Phulwarisharif (Janipur) P.S. Case No. 621/2018 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 petitioner no. 1 shall be well represented and petitioner nos. 2 to 7 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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