

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.70545 of 2018

Arising Out of PS. Case No.-82 Year-2018 Thana- SIMRA District-
West Champaran

- =====
1. Savita Devi @ Sabita Devi and Ors Wife of Vyas Choudhari
 2. Reeta Devi wife of Uday Choudhari
 3. Kalawati Devi Wife of Prasad Choudhari
 4. Prasad Choudhari Son of late Tulsi Choudhari
 5. Beyas Choudhary, son of Prasad Choudhary,
- All residents of Village Serawa Tola Bhurahawa, P.S. Semara, District
West Champaran.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Respondent/s

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Appearance :

For the Petitioner/s: : Mr.Milind Kumar Mishra

For the Respondent/s : : Mr.Akshay Lal Pandit

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL ORDER

2 15-01-2019 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, 324, 307, 379/34 IPC registered
in connection with Semara (Chiutaha) P.S.Case No. 82 of 2018.

3. It is submitted that the petitioners have been falsely
implicated in the backdrop of land dispute leading to case and
counter case between the parties. The injuries are simple in
nature. The petitioners claim clean antecedents. The allegations
are general and omnibus in nature.

4. Be that as it may, having regard to the entirety of the facts
and circumstances, 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 Mr. F. Aakram, learned Judicial Magistrate Ist Class, Bagaha, West Champaran, in connection with Semara (Chiutaha) P.S. Case No. 82 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) The petitioner nos. 1, 2 and 3 shall be well represented and the petitioner nos. 4 and 5 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.

Chandran/-

(Vikash Jain, J)

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