

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.22085 of 2019**

Arising Out of PS. Case No.-99 Year-2018 Thana- JAMOBABAZAR District-
Siwan

- =====
1. Himanshu Yadav @ Himansu Kumar, aged about 25 years, male, Son of Arjun Yadav Resident of Village- Chand Tola Mathia, P.S.- Jamo Bazar, District- Siwan.
 2. Baliram Yadav @ Baliram, aged about 35 years, male, Son of Ambika Yadav Resident of Village- Chand Tola Mathia, P.S.- Jamo Bazar, District- Siwan.

... .. Petitioners

Versus

The State of Bihar

... .. Opposite Party

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Appearance :

For the Petitioners : Mr. Kameshwar Sah, Advocate.
For the Opposite Party: Mr. J.K. Singh, APP

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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, 341, 323, 324, 307, 379 of the Indian Penal Code registered in connection with Jamo Bazar P.S. Case No. 99 of 2018.

3. It is submitted that the petitioners have been falsely implicated in the backdrop of petty dispute and there is case and counter case between the parties. The accusation of assault is general and omnibus and the accusation of snatching chain is



mere embellishment. Similarly situated co-accused Swaminath Yadav, Santosh Yadav and Mira Devi have been granted anticipatory bail by this Court in Cr. Misc. No. 15761 of 2019. 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 Additional Chief Judicial Magistrate-XIII, Siwan in connection with Jamo Bazar P.S. Case No. 99 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 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.

(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.

(Vikash Jain, J)

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