

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.23358 of 2019

Arising Out of PS. Case No.-80 Year-2018 Thana- NARAINPUR District- Bhojpur

1. AMIT KUMAR SINGH Son of Siyaram Singh Resident of Village-Narayanpur, P.S-Narayanpur, District-Bhojpur, Ara.
2. Manjit Kumar Singh @ Manjit Kumar Son of Anil Singh Resident of Village-Narayanpur, P.S-Narayanpur, District-Bhojpur, Ara.
3. Manoj Kumar Singh Son of Late Vishwanath Singh Resident of Village-Narayanpur, P.S-Narayanpur, District-Bhojpur, Ara.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Uday Kumar
For the Opposite Party/s : Mr.Bharat Bhushan (App)

CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN
ORAL ORDER

2 15-04-2019 Heard learned counsel for the petitioners and learned APP for the State.

2. The petitioners apprehend their arrest for the offences alleged under Sections 341, 323, 504/34 IPC and Section 27 of the Arms Act registered in connection with Narayanpur P.S. Case No. 80/2018.

3. It is submitted that the petitioners have been falsely implicated on the accusation of firing. No injury has been caused to anyone. It is submitted that case diary was called for by the learned Additional Sessions Judge, but it was not appeared that Pappu Sah in whose house the petitioners are said to have taken shelter has supported the allegation nor he had heard the sound of firing. No incriminating materials such as empty cartridges have been recovered from the place of occurrence. 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 ACJM VI, Bhojpur, Ara in connection with Narayanpur P.S. Case No. 80/2018 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 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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