

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.26283 of 2019

Arising Out of PS. Case No.-66 Year-2019 Thana- DUMRA District- Sitamarhi

1. SONAVATI DEVI Wife of Kodai Chaudhary Resident of Village- Banchauri, P.S.- Dumra, District- Sitamarhi.
2. Shila Devi Wife of Kishun Chaudhary Resident of Village- Banchauri, P.S.- Dumra, District- Sitamarhi.
3. Budhu Chaudhary @ Sushil Chaudhary Son of Kodai Chaudhary Resident of Village- Banchauri, P.S.- Dumra, District- Sitamarhi.
4. Madan @ Sudhu Chaudhary Son of Kodai Chaudhary Resident of Village- Banchauri, P.S.- Dumra, District- Sitamarhi.
5. Jay Kishun Chaudhary @ Bhagnu Chaudhary Son of Kodai Chaudhary Resident of Village- Banchauri, P.S.- Dumra, District- Sitamarhi.
6. Shatrodhan Chaudhary Son of Kodai Chaudhary Resident of Village- Banchauri, P.S.- Dumra, District- Sitamarhi.
7. Sri Kishun Chaudhary Son of Late Vishwanath Chaudhary Resident of Village- Banchauri, P.S.- Dumra, District- Sitamarhi.
8. Feku Kumar @ Feku Chaudhary Son of Jay Kishun Chaudhary @ Bhagnu Chaudhary Resident of Village- Banchauri, P.S.- Dumra, District- Sitamarhi.
9. Deepak Kumar @ Deepak Chaudhary Son of Kishun Chaudhary Resident of Village- Banchauri, P.S.- Dumra, District- Sitamarhi.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Virendra Kumar
For the Opposite Party/s : Mr.Amit Kumar Rakesh

CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN
ORAL ORDER

2 23-04-2019 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, 149, 341,323, 324,307 IPC registered in connection with Dumra P.S. Case No. 66 of 2019.

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



without any specific assault attributed individually and in any event 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 bond of Rs.10,000/- (ten thousand) each with two sureties of like amount each to the satisfaction of learned CJM, Sitamarhi, in connection with Dumra P.S. Case No. 66 of 2019, 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 and 2 shall be well represented and petitioner nos. 3 to 9 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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