

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.29328 of 2019**

Arising Out of PS. Case No.-16 Year-2019 Thana- CHAND District- Kaimur
(Bhabua)

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1. PANKAJ SINGH @ PANKAJ KUMAR SINGH, aged about 32 years, male, Son of Murahu Singh Resident of Village- Sihoriya, P.S.- Chand, District- Kaimur at Bhabua.
 2. Murahu Singh, aged about 60 years, male, S/o Late Ram Chandra Singh Resident of Village- Sihoriya, P.S.- Chand, District- Kaimur at Bhabua.

... .. Petitioners

Versus

The State of Bihar

... .. Opposite Party

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Appearance :

For the Petitioners : Mr. Uday Pratap Singh, Advocate.

For the Opposite Party: APP

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL ORDER

2 25-07-2019 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, 307/34 of the Indian Penal Code registered in connection with Chand P.S. Case No. 16 of 2019.

3. It is submitted that the petitioners have been falsely implicated in the backdrop of land dispute. In any event the accusation of firing by the petitioner no. 1 is not supported by any injury report of firearm injury. The informant is said to have been assaulted with knife by the petitioner no. 2. The injury report discloses these injuries to be simple in nature. Statement is made at the Bar that the prior case in which the petitioners have been made accused has also been lodged by the informant of the present case.

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, Kaimur at Bhabua in connection with Chand P.S. Case No. 16 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 of each of the petitioners shall be their close relatives other than the petitioners herein.

(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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