

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.29850 of 2019**

Arising Out of PS. Case No.-546 Year-2018 Thana- KUDRA District-
Kaimur (Bhabhua)

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1. MANU RAM, aged 25 years, male, S/O Bhuneshwar Ram Resident at Village- Aoyna, P.S.- Kudra, and District- Kaimur at Bhabhua.
 2. Bhuneshwar Ram, age about 50 years, male, S/o Lalamuni Ram Resident at Village- Aoyna, P.S.- Kudra, and District- Kaimur at Bhabhua.
 3. Narendra Ram, aged about 25 years, male, S/O Sadhu ram @ Kailash ram Resident at Village- Aoyna, P.S.- Kudra, and District- Kaimur at Bhabhua.
 4. Jitendra Ram, age 24 years, male, S/O Sadhu ram @ Kailash ram Resident at Village- Aoyna, P.S.- Kudra, and District- Kaimur at Bhabhua.
 5. Sadhu Ram @ Kailash Ram, age about 60 years, male, S/O Late Hagu Ram Resident at Village- Aoyna, P.S.- Kudra, and District- Kaimur at Bhabhua.

... .. Petitioners

Versus

The State of Bihar

... .. Opposite Party

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Appearance :

For the Petitioners : Mr. Saroj Kumar Sharma, Advocate.
Ms. Kiran Kumari Sharma, Advocate.
For the Opposite Party: Mr. Abhay Kumar Roy, APP

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN
ORAL ORDER

3 01-08-2019 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, 325, 307, 504/34 of the Indian Penal Code registered in connection with Kudra P.S. Case No. 546 of 2018.

3. It is submitted that the petitioners have been falsely implicated in the backdrop of land 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. Injuries resulting from the assault alleged against the petitioners 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 Additional Chief Judicial Magistrate-VI, Kaimur at Bhabua in connection with Kudra P.S. Case No. 546 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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