

Criminal Miscellaneous No.66977 of 2018

Arising Out of PS. Case No.-139 Year-2018 Thana- MADHUBANI TOWN District-
Madhubani

- =====
1. Dinesh Paswan Son of Late Kallar Paswan @ Late Kalar Paswan
 2. Ganesh Paswan Sonlf Late Kallar Paswan @ Late Kalar Paswan
 3. Rakesh Paswan Son of Dinesh Paswan
 4. Amla Devi Wife of Dinesh Paswan
 5. Asha Devi wife of Mahesh Paswan All are Resident of Village-Kaitola,P.S.
Town,Distt.-Madhubani

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Vijay Kumar,Adv
For the Opposite Party/s : Mr.Narendra Kumar Singh,APP

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN
ORAL ORDER

2 04-01-2019 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, 342, 323, 324, 307,
337 and 427/34 IPC registered in connection with
Madhubani Town P.S. Case No. 139 of 2018/GR No. 780 of
2018.

3. It is submitted that the petitioners have been
falsely implicated and it is apparent from the FIR that the
informant is a member of Male party. The FIR has been
instituted in the backdrop of the earlier Madhubani Town



P.S. Case No. 73 of 2018, instituted by the petitioners. There is no injury report to support the accusation of assault upon the petitioners, of which two are ladies. The petitioners claim clean antecedents.

4. Having regard to the entirety of the facts and circumstances, as such, 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 Chief Judicial Magistrate, Madhubani/Incharge Successor Court in Madhubani in connection with Madhubani Town P.S. Case No. 139 of 2018/GR No. 780 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 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 no. 1, 2 and 3 shall remain physically present and petitioner nos. 4 and 5 shall be well represented 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.

Chandran/BT

(Vikash Jain, J)

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