

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.41932 of 2019**

Arising Out of PS. Case No.-151 Year-2018 Thana- RAJAPAKAR District-
Vaishali

- =====
1. VIVEK KUMAR, aged 30 years, male, S/o Pradeep Thakur R/o village-
Fulhara Bazar, P.S.- Rajapakar (Baranti O.P.), District- Vaishali
 2. Kritish Gandhi, aged 25 years, male, S/o Pradeep Thakur R/o village-
Fulhara Bazar, P.S.- Rajapakar (Baranti O.P.), District- Vaishali
 3. Aamod Kumar Thakur, aged 42 years, male, S/o Late Basudeo Thakur
R/o village- Fulhara Bazar, P.S.- Rajapakar (Baranti O.P.), District-
Vaishali

... .. Petitioners

Versus

The State of Bihar

... .. Opposite Party

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Appearance :

For the Petitioners : Mr. Rina Sinha, Advocate.

For the Opposite Party: APP

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL ORDER

2 09-07-2019

Heard learned counsel for the petitioners and learned
APP for the State.

2. The petitioners apprehend their arrest for the
offences alleged under Sections 147, 148, 149, 323, 324, 307, 354
of the Indian Penal Code registered in connection with Rajapakar
(Baranti O.P.) P.S. Case No. 151 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 injuries are simple in
nature and chargesheet has been submitted for the offence under
sections 341, 323, 324, 354B, 504/34 other than Section 307 IPC.
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-VII, Vaishali at Hajipur in connection with Rajapakar (Baranti O.P.) P.S. Case No. 151 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 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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