

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.40038 of 2019

Arising Out of PS. Case No.-157 Year-2019 Thana- SASARAM NAGAR District- Rohtas

1. INAR BIND Son of Bihari Bind Resident of Village- Malaon, P.S.- Darigaon, District- Rohtas.
2. Bijendra Bind Son of Late Krit Bind Resident of Village- Malaon, P.S.- Darigaon, District- Rohtas.
3. Parvati Devi Wife of Inar Bind Resident of Village- Malaon, P.S.- Darigaon, District- Rohtas.
4. Lal Mohar Bind Son of Ram Nath Bind Resident of Village- Malaon, P.S.- Darigaon, District- Rohtas.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rajani Kant Singh
For the Opposite Party/s : Mr.Umesh Lal Verma

CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN
ORAL ORDER

3 26-08-2019 Heard learned counsel for the petitioners and learned APP
for the State.

2. The petitioners apprehend their arrest for the offences alleged under Sections 427, 436/34 of the Indian Penal Code registered in connection with Sasaram (Darigaon) P.S. Case No. 157 of 2019.

3. It is submitted that the petitioners have been falsely implicated in the backdrop of petty disputes as the informant's two goats entered the land of the petitioners as evident from the FIR itself. There is no eye-witness to the alleged occurrence. There is delay in institution of the FIR on 26.02.2019 for the alleged occurrence of 24.02.2019. 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, Rohtas at Sasaram, in connection with Sasaram (Darigaon) P.S. Case No. 157 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, 2 and 4 shall remain physically present and petitioner no. 3 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.

(Vikash Jain, J)

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