

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.41864 of 2019

Arising Out of PS. Case No.-77 Year-2019 Thana- SAUR BAZAR District- Saharsa

1. Bhumi Yadav, aged about 62 years, Male, son of Dukhalal Yadav
2. Jairam Yadav aged about 62 years, Male, S/o Mano Yadav
3. Bikky Yadav @ Bikky Kumar Yadav, aged about 32 years, Male, Son of Shiv Kumar Yadav
4. Pappu Yadav aged about 26 years, Male, son of Bhumi Yadav
All resident of village- Takanma, P.S.- Sour Bazar (O.P. Patarghat), District- Saharsa

... .. Petitioners

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioners : Mr.Raja Surendra Mohan, Advocate
For the Opposite Party : Mr.Anil Kumar Singh No. 1, APP

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 341, 323, 324, 307, 379, 504 and 506/34 of the Indian Penal Code registered in connection with Sour Bazar (Patarghat O.P) P.S. Case No. 77 of 2019.

3. It is submitted that the petitioners have been falsely implicated in the backdrop of petty dispute. The accusations of assault against the petitioners are general and omnibus in nature. The injuries sustained by the informant's side 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 bonds of Rs.10,000/- (ten



thousand) each with two sureties of like amount each to the satisfaction of learned Chief Judicial Magistrate, Saharsa in connection with Sour Bazar (Patarghat O.P) P.S. Case No. 77 of 2019, subject to the conditions as laid down under Section 438 (2) of the Cr.P.C. and with further conditions --

(i) That one of the bailors of each of the petitioners shall be their close relatives.

(ii) That the petitioners shall not indulge in any similar offence till conclusion of the trial.

(iii) 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.

(iv) 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.

(Vikash Jain, J)

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