

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.60591 of 2018

Arising Out of PS. Case No.-149 Year-2018 Thana- MANIHARI District-
Katihar

- =====
1. Md. Bersait @ Basir S/o Md. Hussain,
 2. Md. Khalik @ Md. Khalek S/o Md. Hussain,
 3. Md. Shahzul @ Sahajul S/o Md. Hussain,
 4. Md. Bablu S/o Md. Bersait, All are R/o Vill.- Dillarpur Painchi Tola, P.S.-
Manihari, District- Katihar.

... .. Petitioners

Versus

The State of Bihar

... .. Opposite Party

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Appearance :

For the Petitioners : Mr. Bidhan Chandra Jha, Advocate.

For the Opposite Party: Mr.Smt Sangeeta Sharma

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL ORDER

4 11-02-2019 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, 341, 323, 324, 325, 307, 504 of the Indian Penal Code registered in connection with Manihari P.S. Case No. 149 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 against the petitioners is not corroborated and all the injuries 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 Judicial Magistrate Ist Class, Katihar in connection with Manihari P.S. Case No. 149 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) 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) 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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