

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.50929 of 2019

Arising Out of PS. Case No.-51 Year-2019 Thana- KALUAHI District- Madhubani

1. NARESH MANDAL Son of Ganaur Mandal Resident of Village - Narar West Khatwe Tole, P.S.- Kaluahi, District - Madhubani.
2. Dhirendra Kumar Mandal @ Birendra Mandal Son of Kallar Mandal Resident of Village - Narar West Khatwe Tole, P.S.- Kaluahi, District - Madhubani.
3. Raslal Mandal Son of Mohan Mandal Resident of Village - Narar West Khatwe Tole, P.S.- Kaluahi, District - Madhubani.
4. Jagdish Mandal Son of Late Munchit Mandal Resident of Village - Narar West Khatwe Tole, P.S.- Kaluahi, District - Madhubani.
5. Soti Mandal @ Moti Mandal Son of Late Chanchal Mandal Resident of Village - Narar West Khatwe Tole, P.S.- Kaluahi, District - Madhubani.
6. Jawahar Mandal Son of Late Chanchal Mandal Resident of Village - Narar West Khatwe Tole, P.S.- Kaluahi, District - Madhubani.

... .. Petitioner/s

Versus

THE STATE OF BIHAR Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Gagan Deo Yadav
For the Opposite Party/s : Mr.Md. Ataur Rahman

CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN
ORAL ORDER

2 17-08-2019 Heard learned counsel for the petitioners and learned APP for the State.

2. The petitioners apprehend their arrest for the offences alleged under Sections 147, 149, 341, 323, 307, 188, 332, 353, 427, 504 and 506 of the Indian Penal Code registered in connection with Kaluahi P.S. Case No. 51/2019.

3. It is submitted that the petitioners have been falsely implicated and the FIR is against as many as 29 accused persons. No specific overt act has been attributed to the petitioners individually. No injury is caused to anyone. Similarly situated co-accused persons have been granted anticipatory bail by this Court in Cr. Misc. No. 50395 of 2019.



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 J.M. Ist Class, Madhubani in connection with Kaluahi P.S. Case No. 51/2019., 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 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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