

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.61252 of 2019**

Arising Out of PS. Case No.-14 Year-2019 Thana- PHULPARAS District-
Madhubani

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1. RAMDEO KAMAT Son of Late Palat Kamat Resident of Village- and Post-Suriyahi, P.S.- Phulparas, District- Madhubani.
 2. Budar Kamat Son of- Late Bauku Kamat Resident of Village and Post-Suriyahi, P.S.- Phulparas, District- Madhubani.
 3. Mushaharu Kamat Son of - Late Awadh Kamat Resident of Village and Post- Suriyahi, P.S.- Phulparas, District- Madhubani.
 4. Ramkumar Kamat Son of - Late Palat Kamat Resident of Village and Post- Suriyahi, P.S.- Phulparas, District- Madhubani.
 5. Goutam Kamat @ Gautam Kamat Son of - Late Bauku Kamat Resident of Village and Post- Suriyahi, P.S.- Phulparas, District- Madhubani.

... .. Petitioners

Versus

The State of Bihar

... .. Opposite Party

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Appearance :

For the Petitioners : Mr. Ratanakar Jha, Advocate.

For the Opposite Party: Mr. Rajendra Prasad Nat, APP

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL ORDER

2 14-10-2019 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, 341, 323, 324, 307, 379 of the Indian Penal Code and Section 27 of the Arms Act registered in connection with Phulparas P.S. Case No. 14 of 2019.

3. It is submitted that the petitioners have been falsely implicated on the accusation of assault with *lathi* by petitioner nos. 2, 3 and 4 but in any event the injuries are simple in nature. There is no accusation of assault against the petitioner nos. 1 and 5. Statement is made at the Bar that two prior cases in which the petitioners are accused have been lodged by the informant's side.



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, Jhanjharpur in connection with Phulparas P.S. Case No. 14 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 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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