

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.77609 of 2018

Arising Out of PS. Case No.-1005 Year-2018 Thana- SASARAM NAGAR District- Rohtas

-
1. Nitish Prasad @ Chhumu @ Nitesh @ Nitesh Kumar
 2. Rajesh Prasad @ Laddu @ Rajesh Kumar
- Both are Sons of Rajendra Prasad,
Resident of Mohalla- Lakhanu Sarai, P.S.- Sasaram Town, District- Sasaram.

... .. Petitioners

Versus

The State Of Bihar

... .. Opposite Party

Appearance :

For the Petitioners : Mr. Radha Mohan Pathak, Advocate
For the Opposite Party : APP

CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN
ORAL ORDER

3 07-02-2019 Heard learned counsel for the petitioners and learned APP
for the State.

2. The petitioners apprehend their arrest for the offences alleged under Sections 341, 323, 324, 307 and 34 of the Indian Penal Code registered in connection with Sasaram (Town) P.S. Case No. 1005 of 2018.

3. It is submitted that the petitioners have been falsely implicated as the accusation of assault against them is general and omnibus in nature. There is case and counter case between the parties. The injuries sustained by injured Prakash Kumar, Rajesh Kumar and Nitish Kumar 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, Rohtas at Sasaram



in connection with Sasaram (Town) P.S. Case No. 1005 of 2018, subject to the conditions as laid down under Section 438 (2) 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.

BT/Chandran

(Vikash Jain, J)

U		T	
---	--	---	--

