

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No. 2356 of 2020

Arising Out of PS. Case No.-135 Year-2019 Thana- NIMCHAKBATHANI District- Gaya

1. ASHOK KUMAR @ ASHOK YADAV @ GORE LAL YADAV, S/O Baldev Yadav, Resident of Village - Ragho Bigha, P.S. - Nimchak Bathani, District - Gaya.
2. Sikandar Kumar @ Modi Yadav @ Sikander Yadav, S/O Ramji Prasad @ Ramji Yadav, Resident of Village - Ragho Bigha, P.S. - Nimchak Bathani, District - Gaya.
3. Nagina Yadav @ Nago Yadav S/O Baldev Yadav, Resident of Village - Ragho Bigha, P.S. - Nimchak Bathani, District - Gaya.
4. Shambhu Yadav, S/O Baldev Yadav, Resident of Village - Ragho Bigha, P.S. - Nimchak Bathani, District - Gaya.
5. Nitish Kumar, S/O Sanjeev Yadav @ Sanjay Yadav, Resident of Village - Ragho Bigha, P.S. - Nimchak Bathani, District - Gaya.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Bhaskar Shankar

For the Opposite Party/s : Mr.Ram Sumiran Rai

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 27-02-2020 Heard learned counsel for the petitioners and learned APP
for the State.

The petitioners are apprehending their arrest in a case registered for the offence punishable under Sections 341, 323, 307, 379, 504, 34 of the Indian Penal Code.

Allegation against the petitioners is of assaulting the informant and his Bhatija with lathi and also took away the golden chain.

Learned counsel for the petitioners submits that both parties are own relatives. It is submitted as a matter of fact motorcycle met with an accident. In that accident both parties entered into free



fight and later on lodged cases against each other. The petitioners have got no criminal antecedent.

In the aforesaid facts and circumstances of the case, let the petitioners, above named, in the event of their arrest or surrender before the court below within a period of six weeks from the date of receipt of the order, be released on anticipatory bail on furnishing bail bonds of Rs. 10,000/- (rupees ten thousand) each with two sureties of the like amount each to the satisfaction of the learned A.C.J.M.-X, Gaya, in connection with Nimchak Bathani P.S. Case No. 135 of 2019, on the following conditions:

“(1) Petitioners shall cooperate in the trial and shall be properly represented on each and every date fixed by the Court and shall remain physically present, as directed by the Court and on their absence on two consecutive dates without sufficient reason, their bail-bonds shall be cancelled by the Court below.

(2) If the petitioners tamper with the evidence or the witnesses, in that case, the prosecution will be at liberty to move for cancellation of bails.”

(Prabhat Kumar Singh, J)

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