

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.55378 of 2021

Arising Out of PS. Case No.-214 Year-2018 Thana- GOGRI District- Khagaria

1. Purushottam Kumar Son Of Gorakh Yadav R/O Village- Bhudiya Karari, P.S.- Gogri, Dist.- Khagaria
2. Gorakh Yadav @ Gorelal Yadav Son Of Late Chhotan Yadav R/O Village- Bhudiya Karari, P.S.- Gogri, Dist.- Khagaria
3. Futush Yadav @ Putush Yadav Son Of Late Chhotan Yadav R/O Village- Bhudiya Karari, P.S.- Gogri, Dist.- Khagaria
4. Mahesh Yadav Son Of Late Chhotan Yadav R/O Village- Bhudiya Karari, P.S.- Gogri, Dist.- Khagaria
5. Sumit Kumar Son Of Rajdeo Yadav R/O Village- Jarhi, P.S.- Maheshkunt, Dist.- Khagaria

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Shashank Shekhar
For the Opposite Party/s : Mr.Dilip Kumar No. 1

CORAM: HONOURABLE MR. JUSTICE SANJEEV PRAKASH SHARMA

ORAL ORDER

2 24-02-2022 Heard both the parties.

The petitioners seek bail in anticipation of their arrest in connection with Gogri P.S. Case No.214 of 2018 instituted for the offences under Sections 279, 337, 341, 323, 307, 379, 504 and 34 of the Indian Penal Code.

Learned counsel for the petitioner submits that the allegation is against Roushan Kumar while there is no specific allegation against the petitioners.

Taking into consideration the over all aspect, I am



inclined to grant anticipatory bail to the petitioners and in the event of arrest, they shall be released on bail subject to conditions as laid down under section 438 (2) of the Cr.P.C., which are as under:-

1. The petitioners, namely, 1. Purushottam Kumar 2. Gorakh Yadav @ Gorelal Yadav 3. Futush Yadav @ Putush Yadav 4. Mahesh Yadav and 5. Sumit Kumar shall furnish personal bond with their recent self-attested photograph and surety of the like amount on the following conditions at the satisfaction of the investigating officer.

2. The petitioners shall cooperate with the investigation and make themselves available for interrogation whenever required.

3. The petitioners shall not directly or indirectly make any inducement, threat or promise to any witness acquainted with the facts of the case so as to dissuade them from disclosing such facts to the court or to any police officer,

4. The petitioners shall not obstruct or hamper the police investigation and not to play mischief with the evidence collected or yet to be collected by the police;

5. The petitioners shall not leave the territory of Muzaffarpur without prior permission of the court, till trial is



over;

6. The petitioners shall maintain law and order;

7. The petitioners shall, at the time of execution of the bond, furnish his address and mobile number to the investigating officer, and the court concerned, and shall not change the residence till the final disposal of the case;

8. The petitioners shall surrender their passport, if any, before the investigating officer within a week and, if they do not possess any passport, they shall file an affidavit to that effect before the investigating officer;

9. The petitioners shall regularly remain present during the trial and cooperate with the Hon'ble court to complete the trial for the above offences.

(Sanjeev Prakash Sharma, J)

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