

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.58896 of 2022

Arising Out of PS. Case No.-119 Year-2018 Thana- JHAJHA District- Jamui

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1. RAMDEEP SAW S/o Late Debu Saw
 2. SAGAR KUMAR
 3. BIPIN KUMAR
Both sons of Ramdeep Saw
 4. KIRAN KUMARI D/o Ramdeep Saw
 5. SANGITA DEVI W/o Ramdeep Saw
All are Resident of village- Bhalua, P.S.- Jhajha, District- Jamui
- Petitioner/s
- Versus
- The State of Bihar
- Opposite Party/s
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Appearance :

For the Petitioner/s : Mr.Pankaj Kumar Sinha, Advocate
For the Opposite Party/s : Mr.Raj Kishor Singh, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 16-12-2022 Heard learned counsel for the petitioners and learned Additional Public Prosecutor for the State in virtual Court proceeding.

The petitioners are apprehending their arrest in a case registered for the offences punishable under Sections 147,149,341,323,354,379 and 504 of IPC.

The prosecution case, in short, is that the informant Rekha Devi give a written report to the police station, stating therein that she was going to natural call, accused persons abused and stopped her and Ramdeep Saw and his son abused and assaulted and go down her and entered into the house and taken a box. In which Rs. One lac was put. Accused persons



also thrown stone and bricks her brother Uttam Kumar also injured.

Learned counsel for the petitioners submits that petitioners have clean antecedent. They have falsely been implicated in the present case. Further submits that the present case is counter blast of Jhajha P.S.Case No.118 of 2018 filed by petitioner No.1, namely, Ramdeep Saw against the informant and others. Further submits that the informant is sister-in-law of the petitioner No.1 and it appears from the FIR that there is general and omnibus allegation against all the accused persons including the petitioners and the informant has not sustained any injury and due to admitted land dispute the present occurrence took place.

Learned A.P.P. for the State has vehemently opposed the prayer for bail of the petitioners.

Considering the aforesaid facts, let the petitioners, above named, in the event of their arrest or surrender before the court below within a period of thirty days from the date of receipt of the order, be released on bail on furnishing bail bond of Rs.10,000 (Ten Thousand) each with two sureties of the like amount each to the satisfaction of learned court below where the case is pending in connection with Jhajha P.S. Case No. 119 of



2018, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure and with other following conditions:-

(1) Petitioners shall co-operate 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 bail.

And, further condition that the court below shall verify the criminal antecedent of the petitioners and in case at any stage, it is found that the petitioners have concealed their criminal antecedents, the court below shall take step for cancellation of bail bond of the petitioners. However, the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

(Rajesh Kumar Verma, J)

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