

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.26559 of 2024

Arising Out of PS. Case No.-39 Year-2020 Thana- BHELDI District- Saran

1. Anmol Singh @ Anmol Kumar Singh
2. Anuj Singh @ Anuj Kumar Singh
3. Arvind Singh
All sons of Kameshwar Singh
4. Guddu Singh @ Guddu Kumar Singh
5. Rohit Singh
Both Sons of Shila Singh
All R/o vill - Pachalakh, P.S. - Bheldi, Distt. - Saran at Chapra
6. Munna Rai @ Munna Kumar @ Dharmendra Kumar Rai S/o Harendra Rai
7. Raushan Singh S/o Krishna Singh.
Both R/o vill - Kharidaha, (Purav Tola), P.S. - Behldi, Distt. - Saran at Chapra

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Dewendra Narayan Singh, Advocate
For the Opposite Party/s : Mr.Anand Kishore Choudhary, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 06-05-2024 Heard Mr.Dewendra Narayan Singh, learned counsel
for the petitioners and Mr.Anand Kishore Choudhary, learned
Additional Public Prosecutor for the State.

2. The petitioners are apprehending their arrest in
connection with Bheldi P.S.Case No.39 of 2020,FIR dated
11.02.2020 registered for the offences punishable under
Sections 341,342,323,324,325,307,379,427,34,506 of the
Indian Penal Code and 27 of the Arms Act.



3. Allegation against the petitioners is that they alongwith other co-accused persons assaulted to the informant by lathi, danda, country made pistol, demanded ransom from him, snatched Rs.50,000/- alongwith gold chain and damaged his office.

4. Learned counsel for the petitioners submits that petitioner Nos.2 and 7 carry one more case other than the present one and petitioner Nos.1,3 and 4 to 6 have clean antecedent and they have falsely been implicated in the present case. Further submits that from a bare perusal of the FIR it appears that there is no specific allegation of any assault or overt-act attributed against the petitioners rather there is general and omnibus allegation against all the accused persons including the petitioners.

5. Learned A.P.P. for the State, on the other hand, has vehemently opposed the prayer for anticipatory bail of the petitioners.

6. Considering the aforesaid facts, there is no specific allegation of any assault or overt-act attributed against the petitioners and apart from that, petitioner Nos.1,3 and 4 to 6 have clean antecedent, 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 Additional Chief Judicial Magistrate-XI, Saran at Chapra in connection with Bheldi P.S. Case No.39 of 2020, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure and with other following conditions:-

(I) 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.

(II) 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.

(III) 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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