

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.51467 of 2024

Arising Out of PS. Case No.-66 Year-2018 Thana- BELHAR District- Banka

1. Chunchun Pandit Son of Late Jaldhar Pandit R/O Vill.- Tilakpur, P.S.- Belhar, Dist.-Banka
2. Usha Devi @ Rekha Devi Wife of Chunchun Pandit R/O Vill.- Tilakpur, P.S.- Belhar, Dist.-Banka

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Brij Nandan Prasad

For the Opposite Party/s : Mr. Sanjay Kumar Tiwary

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 09-09-2024 1. Heard learned counsel for the petitioners and
learned A.P.P. for the State.

2. The petitioners apprehend their arrest in a case registered for the offences punishable under Sections 363, 365 and 366 of the Indian Penal Code.

3. Learned counsel for the petitioners submits that the petitioners are persons with clean antecedent and the petitioner No. 2 is a woman. It is next submitted that Tarni Pandit along with two others had approached this court seeking anticipatory bail by filing Cr. Misc No. 71703 of 2022 and the same was allowed by an order dated 18-7-2023, further, Geeta Devi and Bijali Pandit also had moved this court seeking anticipatory bail



by filing Cr. Misc No. 76492 of 2023 and the same was allowed by an order dated 5-12-2023 passed by a learned Co-ordinate Bench.

4. The learned counsel submits that the case of the petitioners is also similar to that of the accused who have been granted the privilege of anticipatory bail. It is next submitted that petitioners will not abscond rather will cooperate in the investigation to prove their innocence.

5. Learned A.P.P. for the State opposes the prayer for anticipatory bail of the petitioners.

6. Considering the submissions made by the learned counsel for the petitioners, the petitioners above-named, in the event of their arrest or surrender before the learned trial court within a period of six weeks from today, 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 trial court where the case is pending/successor court in connection with Belhar P.S. Case No. 66 of 2018 subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

7. However, it is made clear that in the event, if the Investigating Officer of the case files an application before the



learned trial court bringing to its notice that the petitioners, despite giving assurance to this Court, are not cooperating in the investigation or are not presenting themselves as and when required, the learned trial court shall be at liberty to forthwith cancel the bail bonds of the petitioners after recording reasons.

8. Let a copy of this order be sent to the concerned police station through the learned trial court.

(Satyavrat Verma, J)

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