

S U P R E M E C O U R T O F I N D I A

RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Crl) No(s).2440/2004

(From the judgment and order dated 09/02/2004 in CRLM No. 35605/2003 of The HIGH COURT OF PATNA)

BHOLA PRASAD TIWARY & ANR.

Petitioner(s)

VERSUS

STATE OF BIHAR

Respondent(s)

(With appln(s) for stay of arrest and office report)

WITH

S.L.P(Crl) NO. 6159 of 2004

(With appln(s) for stay of arrest & with office report)

With Crl.MP 9926/2005- application for impleadment

Date: 12/09/2005 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE B.N. AGRAWAL

HON'BLE MR. JUSTICE A.K. MATHUR

For Petitioner(s) Mr. Ratan Kumar Choudhuri,Adv.

For Respondent(s) Ms. Sunita R Singh, Adv.

No. 1 Mr. B.B. Singh,Adv.

Mr. R.R. Kumar, Adv.

Mr. S Chatterji, Adv.

Mr. Bharat Sangal ,Adv

UPON hearing counsel the Court made the following

O R D E R

SLP(Crl.) No. 6159/2004

Heard learned counsel for the parties.

Application for impleadment is allowed.

The We do not find any ground to interfere with the impugned order.

special leave petition is, accordingly, dismissed.

SLP(Crl.) No. 2440/2004

Heard learned counsel for the parties.

In the facts and circumstances of the case, we

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direct that in the event of arrest or surrender, the petitioners Bhola Prasad Tiwary

and Tulsi Devi shall be enlarged on bail on furnishing bail bonds of Rs. 5,000/-

with two sureties of the like amount each to the satisfaction of the trial Court,

subject to conditions laid down under Section 438 of the Code of Criminal

Procedure.

The special leave petition is, thus, disposed of.

[Charanjeet Kaur]

Court Master

[Om Prakash]

Court Master