

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.17068 of 2015

Arising Out of PS.Case No. -110 Year- 2014 Thana -HALSI District- LAKHISARAI

- =====
1. Rajesh Mandal Son of Banarsi Mandal
 2. Pravesh Mandal son of Keshari Mandal @ Banarsi Mandal
 3. Narayan Mandal son of Balo Mandal
 4. Manjhi Mandal son of Chaudhary Mandal
 5. Ranjeet Mandal son of Tarni Mandal @ Banarsi Mandal
- All Resident of village- Bodh Nagar, Police Station Halsi (Ramgardh Chowk), District- Lakhisarai

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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with

Criminal Miscellaneous No.17394 of 2015

Arising Out of PS.Case No. -110 Year- 2014 Thana -HALSI District- LAKHISARAI

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Ranjeet Mandal Son of Sheodani Mandal, Resident of Village - Bodh Nagar, Police Station - Halsi (Ramgardh Chowk), District - Lakshisarai.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

(In Cr.Misc. No.17068 of 2015)

For the Petitioner/s : Mr. Chandra Sen Prasad Singh

For the Opposite Party/s : Mr. Ram Chandra Sahani(APP)

(In Cr.Misc. No.17394 of 2015)

For the Petitioner/s : Mr. Chandra Sen Prasad Singh

For the Opposite Party/s : Ms. Rita Verma (APP)

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CORAM: HONOURABLE MR. JUSTICE MIHIR KUMAR JHA
ORAL ORDER

5 17-08-2015

Heard learned counsel for the parties.

Having regard to the nature of allegation for offence
under Sections 147, 148, 149, 341, 323, 324, 504, 506, 379, 385 &

307 of the Indian Penal Code and Section 27 of the Arms Act, this Court, taking into account the statement of the eye-witness supporting the occurrence to the extent of there being exchange of blows of fire-arms and that the Superintendent of Police in course of supervision, on the basis of statement of the witnesses, had found the allegation made against the petitioners to be substantiated, this Court will not be inclined to grant privilege of anticipatory bail to the petitioners only because there was an abrasion in the scrotum of the informant or that there was an old land dispute having been supported by the oral statement of many witnesses.

Accordingly, the prayer for anticipatory bail of the petitioners, namely, Rajesh Mandal, Pravesh Mandal, Narayan Mandal, Manjhi Mandal and Ranjeet Mandal (all petitioners of Cr. Misc. No. 17068 of 2015) and Ranjit Mandal (petitioner of Cr. Misc. No. 17394 of 2015) is hereby rejected but, nothing said in this order shall stand in the way of the petitioners in surrendering before the court below and making prayer for regular bail which shall be considered on its own merit without being prejudiced this order.

(Mihir Kumar Jha, J)

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