

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.11902 of 2015

Arising Out of PS.Case No. -330 Year- 2014 Thana -MUFFASIL District- AURANGABAD

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1. Shambhu Singh S/o Daroga Singh
2. Shatrudhan Singh S/o Late Rampati Singh Both Resident of Mohalla
Gayatri Nagar, P.S. Aurangabad (T), District Aurangabad.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Bachan Jee Ojha

For the Opposite Party/s : Mr. Sanjay Kumar(App)

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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

2 27-03-2015 Heard learned counsel for the petitioners and

learned Additional Public Prosecutor for the State.

Petitioners apprehend their arrest in connection with

Aurangabad (M) P.S. Case No. 330 of 2014 registered for the

offence under Sections-325, 307, 380 & other minor sections of

the Indian Penal Code.

There is specific allegation against these petitioners

that they assaulted the informant by means of iron rod.

The contention on behalf of the petitioners is that

the informant has sustained simple injury as no X-ray report has

been placed either before the investigating officer or before the

court below and moreover, parties have already entered into

compromise, which is obvious from perusal of the impugned order.

In view of the aforesaid submissions as well as facts and circumstances of the case, the prayer for anticipatory bail of the petitioners stands rejected.

However, if, the petitioners surrender in the court below within four weeks from today and seek regular bail, the concerned court shall consider the regular bail petition of the petitioners on its own below without being prejudiced by this rejection order particularly, keeping in mind the factum of compromise arrived at between the parties as well as the nature of injury sustained by injured.

A.K.V./-

(Hemant Kumar Srivastava, J)

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