

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.17287 of 2015

Arising Out of PS.Case No. -244 Year- 2014 Thana -KUSHESHWARSTHAN District-
DARBHANGA

- =====
1. Ram Narayan Yadav son of Ganga Prasad Yadav
 2. Anil Yadav, Son of Ganga Prasad Yadav,
 3. Raj Karan Yadav, son of Ganga Prasad Yadav
 4. Ganga Prasad Yadav, son of Late Niras Yadav
 5. Ganeshi Yadav, son of Late Niras Yadav,
 6. Surendra Yadav, son of Jago Yadav,
 7. Kamlesh Yadav, son of Ganeshi Yadav,
 8. Awadhesh Yadav, son of Satrudhan Yadav
 9. Satyanarayan Yadav, son of Late Dorik Yadav,
 10. Yogendra Yadav, son of Late Sube Yadav,
 11. Bhuni Yadav @ Muni Yadav, son of Yogendra Yadav,
 12. Madan Yadav, son of Late Dowarik Yadav,
 13. Nand Kishore Yadav, son of Madan Yadav,
 14. Sri Kant Yadav, son of Late Guneshwar Yadav,
 15. Indal Yadav, son of Jago Yadav,
 16. Haricharan Yadav, @ Harichandar Yadav, son of Jago Yadav
 17. Amal Kishore Yadav, son of Jago Yadav,
 18. Vishay Yadav, son of Shiv Ji Yadav,
 19. Vikram Yadav, son of Shiwni Yadav,
 20. Ashok Yadav, son of Satyanarayan Yadav
 21. Ganga Ram Yadav, son of Ganeshi Yadav,
 22. Laltun Yadav, son of Ganga Ram Yadav
 23. Jai Ram Yadav, son of Ganga Ram Yadav,
 24. Sanjeev Kumar Yadav, son of Ramchandar Yadav,
 25. Jitendra Yadav, son of Ramchandra Yadav,
 26. Santosh Yadav, son of Ramadhar Yadav,
 27. Pramod Yadav, son of Ramadhar Yadav
 28. Raj Kishore Yadav, son of Rambilash Yadav,
- All are resident of village- Mahisauth, P.S. Kusheshwar Asthan, District-
Darbhanga
29. Jyotish Yadav, son of Sunar Yadav resident of village- Paikacharai,
P.S.- Kusheshwar Asthan, District- Darbhanga.

.... Petitioner/s

VERSUS

THE STATE OF BIHAR

.... OPPOSITE PARTY/S

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Appearance:

For the Petitioner/s : Mr. Dshirendra Kumar Trivedi, Adv.

For the Opposite Party/s : Mr. Jagdhar Pd., APP

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CORAM: HONOURABLE MR. JUSTICE ADITYA KUMAR TRIVEDI
ORAL ORDER

2 20-05-2015

Heard learned counsel for the petitioners as well as
learned Additional Public Prosecutor.



In the background of land dispute it has been alleged that all the petitioners including others having variously armed came at the Darwaja of informant, made indiscriminate firing. Thereafter, they have gone to Plot No.50/457/56 where brother of informant had gone to sow who also escaped therefrom in order to save his life. Then thereafter the accused persons also forcibly came over Khesra No.27, 223, 231, 234, 235, 226.

It has been submitted on behalf of the petitioners that informant happens to be a Ex-mukhiya while one of the accused, petitioner no.1, Ram Narayan Yadav happens to be the present mukhiya and on account of political rivalry, instant case has been registered. Furthermore, it has also been submitted that there happens to be land dispute amongst the parties and on account thereof, it is a fit case wherein petitioners should be granted an anticipatory bail.

At the other end the learned Additional Public Prosecutor opposed the prayer.

After going through paragraph 3 of the pleading, it is apparent that all the twenty-nine petitioners have got a chequered history and therefore, indulge in the present mode of occurrence appears to be more probabalised. However, allegations happen to be omnibus without causing injury to anybody though mischief has been alleged.

That being so, petitioners are directed to surrender

before the learned lower court with a prayer for regular bail which the learned lower court will consider in light of aforesaid finding.

With the aforesaid observation, instant petition is disposed of.

(Aditya Kumar Trivedi, J.)

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