

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.49674 of 2015

Arising Out of PS. Case No. -58 Year- 2015 Thana -BARHAT District- JAMUI

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1. Chunu Kumar @ Chunu Yadav, Son of Sri Chano Yadav
2. Chano Yadav @ Chando Yadav Son of Goverdhan Yadav
Both R/o Village Pando, P.S. Barahat, District - Jamui
..... Petitioners

Versus

The State of Bihar

..... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Prakash Mahto, Advocate

For the Opposite Party/s : Mr. Manoj Kumar No.1 (App)

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**CORAM: HONOURABLE MR. JUSTICE SAMARENDRA
PRATAP SINGH**
ORAL ORDER

3 17-12-2015 Heard learned counsel for the petitioners and the

State.

The petitioners apprehend their arrest in a case under

Sections 341, 323, 324, 504, 506 and 307/34 of the Indian Penal

Code.

The allegation is that the petitioners assaulted

informant's sons Sudhir Yadav, Shailendra Yadav and his wife

Janti Devi by lathi, rod and Khanti.

The petitioners submits that there is case and counter

case bearing Barahat P.S. case no. 59 of 2015 lodged by Arun

Yadav, in which the petitioner Chunnu Yadav and one Sanju Devi

too sustained injuries. The petitioners thus submit that there was

free fight between the parties over the land dispute.

It appears that both sides suffered grievous injuries.

In my view, the grounds taken by the petitioners would be a good ground for regular bail. So far as anticipatory bail of the petitioners is concerned, I am not inclined to grant anticipatory bail to the petitioners. Their prayer for grant of anticipatory bail is rejected. However, if the petitioners surrender before the court below within four weeks from today and pray for regular bail the same would be disposed of on the same day without being prejudiced by this order.

With the aforesaid observations, this application stands disposed of.

(Samarendra Pratap Singh, J.)

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