

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.32800 of 2014**

Arising Out of PS.Case No. -23 Year- 2012 Thana -BATH District- BHAGALPUR  
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1. Siyaram Singh Son of Late Bhagawat Singh  
2. Sanjay Kumar @ Sanjay Kumar Singh Son of Siyaram Singh Both are  
resident of village - Nayagaon, P.S. Bath District - Bhagalpur  
3. Chaturi Tanti Son of Late Bado Tanti Resident of Village - Kumaitha,  
P.S. Bath District - Bhagalpur

.... .... Petitioner/s

Versus

The State of Bihar

.... .... Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Yugal Kishore  
For the Opposite Party/s : Mr. Veena Kumari Jaiswal(App)

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**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR**  
**JHA**  
ORAL ORDER

2      02-02-2015                      Heard learned counsel for the petitioners, the State as  
well as learned counsel for the informant.

The petitioners apprehend their arrest in connection with  
Bath P.S.case No. 23 of 2012 for the offences punishable under  
Sections 379 and 411/34 of the Indian Penal Code.

The informant alleges that the petitioners cut the trees  
standing on his land.

Learned counsel for the petitioners submits that, in  
fact, the petitioners have committed no offence. There is bonafide  
land dispute. The police after investigation submitted final form  
stating that the dispute is of civil nature but on perusal of the case

diary learned C.J.M. took cognizance.

Learned counsel for the informant opposes the prayer of anticipatory bail and submitted that there is no land dispute. They cut the trees standing inside the field of the informant.

Having considered the fact that the police after investigation submitted final form stating the dispute to be of civil nature, let the above named petitioners, in the event of their arrest/surrender before the learned court below within a period of four weeks from the date of receipt/production of a copy of this order, be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate, 1<sup>st</sup> Class, Bhagalpur in Bath P.S.Case No. 23/2012,subject to the conditions as laid down u/s 438(2) Cr.P.C.

**(Prabhat Kumar Jha, J)**

singh/-

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