

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.17145 of 2015

Arising Out of PS.Case No. -271 Year- 2014 Thana -DARBHANGA District- DARBHANGA

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1. Surendra Ray Son of Late Shri Ray
 2. Chandan Ray Son of Surendra Ray
 3. Amar Ray @ Amar Kumar Son of Surendra Ray
 4. Bhaskar Kumar @ Bhaskar Son of Ajay Thakur
 5. Keshav Kumar @ Keshav Son of Binod Bhagat All are residents of Mohalla - Mishratola, P.S. - Town, District - Darbhanga.
 6. Md. Sajid @ Md. Sazid Son of Syed Mouddin resident of Mohalla - Bajitpur Quilaghat, P.S. - Town, District - Darbhanga

.... Petitioners

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Iqbal Asif Niazi

For the Opposite Party/s : Mr. Asha Devi (App)

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CORAM: HONOURABLE SHRI JUSTICE DHARNIDHAR JHA
ORAL ORDER

2 23-07-2015

Heard.

Let the petitioners surrender and pray for regular bail before CJM, Darbhanga in connection with Darbhanga Town P.S. Case No. 271 of 2014. The learned CJM shall consider the individual allegations appearing against each of the petitioners and if he feels that the facts and circumstances of the case required production of the police record including the injury report or reports, then he shall admit the petitioners to bail provisionally fixing the date for the production of the case diary and injury reports by issuing a direction to the investigating officer of the above noted case. It shall be ensured by the CJM that the records

are produced before him and if it does not happen, then he shall act against the police officer concerned under Section 349 Cr.P.C. In case of the records referred to above are produced before him then he shall consider the individual allegations of assault and find out as to whether there was corresponding injury and if the injury was corresponding to the allegations, then what was the nature thereof. If the injuries were simple in nature, then the court below shall confirm the bond of the petitioners.

With the above direction, the present petition stands disposed of.

(Dharnidhar Jha, J)

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