

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.30971 of 2015

Arising Out of PS.Case No. -43 Year- 2015 Thana -BELSAND District- SITAMARHI

1. Kailash Choudhary Son of Late Ram Ashish Choudhary
2. Asharfi Choudhary Son of Late Muni Lal Choudhary
3. Ganesh Choudhary Son of Late Muni Lal Choudhary

All are resident of village - Madhkaul, P.S. Belsand, District - Sitamarhi

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Hans Lal Kumar

For the Opposite Party/s : Mr. U.L.Verma(App)

CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

02/ 30-07-2015 Heard learned counsels for the petitioners
and the State.

The petitioners are apprehending their
arrest in a case registered for the offences punishable under
Sections 341, 323, 324, 354, 379, 504 and 506/34 of the Indian
Penal Code.

It is alleged that petitioner no. 1 Kailash
Choudhary caused injury with dagger on the neck of the
informant whereas petitioner nos. 2 and 3 dragged the

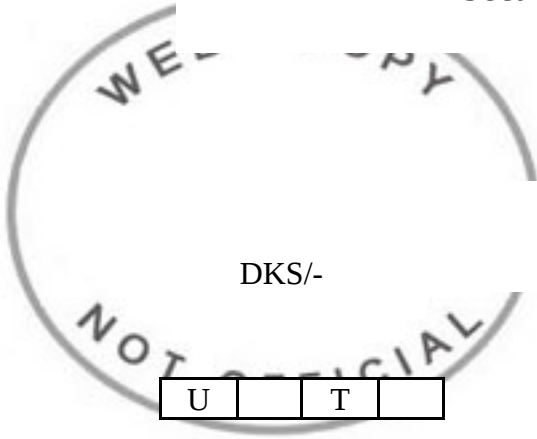
informant after catching hold of hairs and assaulted with lathi and danda.

It is submitted by learned counsel for the petitioners that injury has been found to be simple and a statement has been made in paragraph 3 of the petition that the petitioners have no criminal antecedent.

Considering the nature of accusation, let the learned court below consider the prayer for regular bail of petitioner no. 1 Kailash Choudhary, if he surrenders before the learned court below within a period of six weeks from today keeping in view of the fact that there is no accusation of repeating the blow and simple injury has been caused.

So far petitioner nos. 2 and 3 are concerned, though it is alleged that they dragged the informant but no dragging injury has been found by the doctor while examining the informant, let the above named petitioner nos. 2 and 3 be released on anticipatory bail in the event of their arrest or surrender before the learned court below within a period of twelve weeks from today, on furnishing bail bonds of Rs.10,000/- (Ten thousand) each with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Sitamarhi in connection with Belsand P.S. Case

No. 43 of 2015, subject to the conditions as laid down under
Section 438(2) of the Cr.P.C.



DKS/-

(Dinesh Kumar Singh, J)

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