

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.52406 of 2015

Arising Out of PS.Case No. -307 Year- 2015 Thana -BAHADURPUR District- DARBHANGA

- =====
1. Trayambkeshwar Paswan @ Tarkeshwar @ Raja Paswan
 2. Rahul Kumar @ Guddu Kumar
Both sons of Ram Sakal Paswan
 3. Md. Mustafa @ Md. Gulab Mustafa, son of Md. Iltaf
All residents of Village-Raghepura, P.S.-Bahadurpur,
District - Darbhanga.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner : Ms. Anita Kumari, Advocate
For the Opposite Party : Mr. Ajit Kumar (APP)

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CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

2 27-11-2015 Learned counsel for the petitioners submits that

Petitioner No.2 Rahul Kumar @ Guddu Kumar has been taken

into custody and, therefore, this application as against him has

become infructuous. He accordingly seeks permission to

withdraw this application on his behalf.

Liberty is granted.

This application on behalf of petitioner No.2 Rahul

Kumar @ Guddu Kumar is, thus, dismissed as withdrawn.

Heard learned counsel for the petitioners and the

learned counsel appearing on behalf of the State.

The petitioner Nos.1 and 3 are apprehending their

arrest in connection with Bahadurpur P.S. Case No.307 of 2015 for allegedly having committed the offences under Sections 341, 323, 448, 324, 307 and 506/34 of the Indian Penal Code.

Learned counsel for the petitioners submits that the petitioners have been roped in the present case on account of the fact that there are previous litigations between them and the family of the informant and only to put pressure on them for recalling/withdrawing the same that the present offence has been carved out. Learned counsel for the petitioners submits that save and except one another case, which was filed by the family of the informant, the petitioners have no other criminal antecedents.

Considering the aforementioned facts and circumstances and the nature of allegations made and also a history of litigations, let Petitioner No.1 Trayambkeshwar Paswan @ Tarkeshwar @ Raja Paswan and Petitioner No.3 Md. Mustafa @ Md. Gulab Mustafa, in the event of their arrest or surrender before the court below within a period of three weeks from the date of receipt/production of a copy of this order, be released on bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) each with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate,

Darbhanga, in connection with Bahadurpur P.S. Case No.307 of 2015, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Anjana Mishra, J)

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