

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No 17680 of 2015

Arising Out of PS.Case No. -24 Year- 2015 Thana -SURSAND District- SITAMARHI

1. Md. Murad S/o Md. Meraj
2. Mahfuz Alam S/o Md. Md. Ataullah Both R/o village - Belahiya, P.S.
Sursand, District - Sitamarhi

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Dinesh Jha

For the Opposite Party/s : Mr. Shyam Kumar Singh (App)

CORAM: HON'BLE MR JUSTICE NAVANITI PRASAD SINGH

ORAL ORDER

2 08-06-2015

The petitioners apprehend arrest in Sursand Police Station (PS) Case No 24 of 2015 instituted under Sections 323, 341, 435, 376/511/34 of Indian Penal Code (IPC).

At the very outset, learned counsel for the petitioners draws attention of this Court towards the first information report (FIR) and submits that mention of Section 376, IPC has absolutely no foundation. He further submits that the informant and the petitioners are agnates and there has been longstanding dispute. In fact, first, from the side of the petitioners, an FIR has been lodged for the petitioners, their fathers, brothers and others grievously assaulted. It is in retaliation thereto that subsequently this FIR has been lodged.

Be that as it may, in the facts and circumstances of the case, in the event of their arrest or surrender within four weeks from today, the petitioners abovenamed shall be released on bail on each of them furnishing bonds of Rs 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of Subdivisional Judicial Magistrate, Pupri at Sitamarhi in Sursand PS Case No 24 of 2015 subject to all conditions as laid down in Section 438 (2) of Criminal Procedure Code.

(Navaniti Prasad Singh, J)

M.E.H./-

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