

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.9955 of 2015

Arising Out of PS.Case No. -219 Year- 2014 Thana -BAJPATTI District- SITAMARHI

1. Chanchal Chaudhary S/o Late Ram Avtar Chaudhary
2. Avinash Chaudhary S/o Late Ram Avtar Chaudhary
Both are resident of village - Barari Phulwariya, P.S. Baijpatti, District - Sitamarhi

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

Appearance :
For the Petitioner/s : Mr. Uday Kumar
For the Opposite Party/s Mr. Ashok Kr.Singh 1(App)

CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

02/ 13.03.2015 Heard learned counsel for the petitioners as well as learned
Addl. Public Prosecutor for the State.

Petitioners apprehend their arrest in connection with
Bajpatti P.S. Case no. 219/2014 registered under sections 307, 379
and other allied sections of the IPC.

It would appear from perusal of the impugned order that
injured sustained altogether four injuries, out of them three injuries
were found simple in nature and opinion regarding one injury was
kept reserved till receipt of CT Scan. Annexure 3 to this petition
reveals that in CT Scan, no bone injury was found and everything was
found normal.

The contention on behalf of the petitioners is that parties
have already compromised this case and so far as allegation of theft is
concerned, the same is nothing but super addition.

Considering the aforesaid facts and circumstances as well as submissions of the parties, this anticipatory bail petition is allowed and it is ordered that in the event of arrest/ surrender within four weeks from the date of receipt of this order to the concerned court, let the above named petitioners be released on bail on furnishing bail bonds of Rs 10,000/- each with two sureties of the like amount each to the satisfaction of the Sub divisional Judicial Magistrate, Pupari at Sitamarhi in Bajpatti P.S. Case no. 219/2014 subject to condition as laid down under section 438(2) of the Cr.P.C.

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(Hemant Kumar Srivastava,J)

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