

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.2163 of 2016

Arising Out of PS.Case No. -42 Year- 2015 Thana -KUSHESHWARSTHAN District-
MADHEPURA

1. Paltan Mukhiya, Son of Late Saryug Mukhiya,
2. Shailendra Mukhiya, Son of Paltan Mukhiya,
Both are residents of village - Bari (Barna), Police Station - Kusheshwar
Asthan, District - Darbhanga. Petitioners

Versus

The State of Bihar Opposite Party

Appearance :

For the Petitioner/s : Mr. Girish Chandra Jha, Advocate
For the Opposite Party/s : Mr. C. Sen Pd. Singh, APP

CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH
ORAL ORDER

2 18-01-2016 Heard learned counsel for the petitioners and learned
counsel for the State.

The petitioners seek pre-arrest bail in connection
with Kusheshwar Asthan P.S. Case No. 42 of 2015 registered
under Sections 147, 149, 341, 323, 324, 307 and 379 of the
Indian Penal Code and Section 27 of the Arms Act.

It is contended that co-accused Hare Ram Mukhiya
and 15 others named in the FIR whose case is more or less
identically situated to that of the petitioners have already been
granted anticipatory bail by a co-ordinate Bench of this court

vide order dated 02.09.2015 passed in Cr. Misc. No. 22083 of 2015.

Learned counsel for the State does not dispute this fact.

Regard being had to the reasons assigned in the aforesaid order dated 02.09.2015, in the event of arrest or surrender in the court below within six weeks from today, the petitioners are directed to be released on bail on furnishing bail bond of Rs. 10,000/- (rupees ten thousand) with two sureties of the like amount each to the satisfaction of the learned Sub-Divisional Judicial Magistrate, Biroul at Benipur, Darbhanga in connection with Kusheshwar Asthan P.S. Case No. 42 of 2015 subject to the conditions as laid down under Section 438(2) Cr. P.C.

(Ashwani Kumar Singh, J.)

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