

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.2171 of 2016

Arising Out of PS.Case No. -228 Year- 2015 Thana -NOKHA District- SASARAM (ROHTAS)

1. Akhilesh Singh @ Akhilesh Kumar @ Akhilesh, Son of Kashi Singh,
2. Arbind Kumar Singh @ Arbind Singh, Son of Moti Lal Singh,
3. Jagdanand Singh, Son of Late Panjabi Singh,
All resident of village - Dharupur, Police Station - Nokha, District - Rohtas
at Sasaram. Petitioner

Versus

The State of Bihar Opposite Party

Appearance :

For the Petitioner/s : Mr. Ramchandra Singh, Advocate

For the Opposite Party/s : Mr. A.M.P. Mehta, 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 Nokha P.S. Case No. 228 of 2015 registered under Sections
147, 148, 149, 307, 504, 506 and 323 of the Indian Penal Code
and Section 27 of the Arms Act.

It is contended that there is general and omnibus
allegation against the petitioners and the specific allegation of
causing injury to the son of the informant Arbind Kumar @
Bigu is against Mithilesh Singh. It is further contended that a
counter case was also instituted against the members of the

prosecution party being Nokha P.S. Case No. 229 of 2015 dated 13.11.2015 registered under Sections 147, 148, 149, 307, 504, 506, 341 and 323 of the Indian Penal Code as also Section 27 of the Arms Act on the basis of a written report submitted by co-accused Mithilesh Kumar.

Learned counsel for the State has opposed the application for grant of anticipatory bail to the petitioners.

Regard being had to the fact that there is a cross case as also the fact that the specific allegation of causing injury to the son of the informant is confined against Mithilesh Kumar, 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 A.C.J.M., Sasaram in connection with Nokha P.S. Case No. 228 of 2015 subject to the conditions as laid down under Section 438(2) Cr. P.C.

(Ashwani Kumar Singh, J.)

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