

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.31207 of 2016

Arising Out of PS.Case No. -142 Year- 2016 Thana -KAHALGAON District- BHAGALPUR

1. Dharmdev Das
2. Kamal Das
3. Vimal Das

Petitioner No.1 to 3 are sons of Aajo Das @ Achchho Ravidas, resident of Village- Salempur Saini, P.S- Kahalgaon, District- Bhagalpur.

4. Ramrati Das
5. Pawan Das Both sons of Basudeo Das
6. Paran Das s/o Arjun Das
7. Sarath Das s/o Jaldhar Das
8. Anil Das S/o Sukar Das
9. Ajay Das, s/o Shankar Das
10. Pankaj Das, S/o Shibu Das
11. Basudev Das S/o Maharaj Das

Petitioner No. 4 to 11 are resident of village- Lalapur, P.S Kahalgaon, District- Bahagalpur,

.... Petitioners

Versus

The State of Bihar

.... Opposite Party

Appearance :

For the Petitioners : M/s Bhola Prasad and
Tarun Prasad Mandal, Advocates
For the State : Dr. Ajeet Kumar, APP

CORAM: HONOURABLE DR. JUSTICE RAVI RANJAN
ORAL ORDER

2 09-08-2016 I have heard learned counsel for the petitioners and the State.

The petitioners apprehend arrest in a case registered for

offences punishable under Sections 147, 148, 149, 323, 324, 332, 333, 307, 379, 427 and 504 of the Indian Penal Code and Sections 53(b), 61, 64 of the Bihar Excise Amendment Act, 2016.

First Information Report has been lodged against 12 named and 100 – 140 unknown persons. As per allegation supporters of two candidates of Mukhia post started assaulting each other. When the police intervened and rescued two persons, namely, Awadhesh Mishra and Pawan Mishra, crowd attacked on the police party also causing injury on the informant as he got scalp deep injury in side of occipital region. It is contended that the allegations are general and omnibus in nature and it is nowhere stated that petitioners have specifically assaulted upon the police personnel.

Having regard to the facts and circumstances of the case, let the petitioners, namely, Dharmdev Das, Kamal Das, Vimal Das, Ramrati Das, Pawan Das, Paran Das, Sarath Das, Anil Das, Ajay Das, Pankaj Das and Basudev Das be released on bail in the event of arrest/surrender before the court below within a period of six weeks from today in Kahalgaon P.S. Case No. 142/2016, on furnishing bail bond of Rs.10,000 (Ten Thousand Rupees) each with two sureties of

the like amount each to the satisfaction of Chief Judicial Magistrate, Bhagalpur subject to the conditions as laid down under sub-section(2) of Section 438 of the Code of Criminal Procedure.

(Dr. Ravi Ranjan, J)

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