

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.17480 of 2016

Arising Out of PS.Case No. -158 Year- 2015 Thana -WAJIRGANJ District- GAYA

- =====
1. Ganesh Yadav Son of Late Kamal Yadav,
 2. Anil Yadav, Son of Shiv Yadav,
 3. Chunnu Yadav, son of Shiva Yadav, null
 4. Manoj Yadav, son of Raj Kumar Yadav,
 5. Havesh Yadav, son of Late Kamal Yadav

All residents of village- Budhagharia, P.S.- Wazirganj, District- Gaya

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ashok Kumar

For the Opposite Party/s : Mr. Bharat Bhushan (App)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH

ORAL ORDER

02/ 25-04-2016

Heard learned counsels for the petitioners
and the State.

The petitioners are apprehending their
arrest in a case registered for the offences punishable under
Sections 147, 341, 342, 323, 324, 325, 379, 354, 307 and 504 of
the Indian Penal Code.

The prosecution case is that the accused
persons made criminal trespass in the house of the informant,
assaulted the informant, his uncle others. They also took away
the valuable articles from the house.

It is submitted by learned counsel for the

petitioners that the accusation is omnibus and general. The petitioners have no criminal antecedent but injuries of the informant and other injured have been found to be grievous which gets reflected from the impugned order and it is admitted by learned counsel for the petitioners also. Though, Upendra Yadav, Bilash Yadav and Bigan Yadav have been granted anticipatory bail by a coordinate Bench of this Court vide Cr. Misc. No. 49052 pf 2015 where it was submitted that the injuries have been found to be simple in nature.

In the circumstances, let the learned court below consider the prayer for regular bail of the petitioners, if the petitioners surrender before the learned court below within a period of six weeks from today in connection with Wazirganj P.S. Case No. 158 of 2015 pending in the court of learned Judicial Magistrate, Ist Class, Gaya.

Accordingly, this application is disposed of.

(Dinesh Kumar Singh, J)

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