

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.24349 of 2016

Arising Out of PS.Case No. -66 Year- 2016 Thana -ALAMGANJ District- PATNA

1. Pappu Chaudhary
2. Bablu Choudhary @ Babloo Choudhary, son of late Ganesh Choudhary
residents of Mohalla Gur Ki Mandai, Police Station Alamganj, Distt Patna.

.... Petitioners

Versus

The State of Bihar

.... Opposite Party

Appearance:

For the Petitioners : Mr. Arvind Kumar Mouar
For the Opposite Party : Mr. S.C.Mishra (App)

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR
JHA
ORAL ORDER

3 05-08-2016 Heard both sides.

The petitioners apprehend their arrest in Alamganj
P. S. Case No. 66 of 2016 registered under Section 307 and other
Sections of the Indian Penal Code.

The informant named five persons in the F.I.R and
alleged that Lallu Choudhary came with Fasuli and Pappu
Choudhary caught him, thereafter assaulted him with fists and
slaps.

It is submitted by learned counsel for the petitioners
that no case under Section 307 is made out as the informant did
not receive any injury. No specific allegation of assault is made
against the petitioners.

It appears that the petitioners saved the informant from being assaulted by *Fasuli*.

Learned APP does not dispute these facts.

Considering the facts aforesaid that no specific allegation of assault is made against the petitioners, the above named petitioners, in the event of their arrest or surrender before the learned court below within a period of four weeks from the date of receipt/production of a copy of this order, are directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) each with two sureties of the like amount each to the satisfaction of the learned Additional Chief Judicial Magistrate, Patna City in Alamganj P. S. Case No. 66 of 2016, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

Mishra/-

(Prabhat Kumar Jha, J)

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