

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.28975 of 2016

Arising Out of PS.Case No. -50 Year- 2016 Thana -KATORIA District- BANKA

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1. Kailash Yadav
2. Pitamber Yadav, both sons of Kinu Yadav, residents of Village-
Dukhansar, P.S- Katoria, District Banka.

.... Petitioners

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Md. Nurul Hoda, Advocate

For the Opposite Party/s : Mr. Sri Ahtash Ali Khan

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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

2 25-07-2016 Heard learned counsel for the petitioners as well as
learned Additional Public Prosecutor for the State.

Petitioners seek bail in a case registered under
Sections 341, 323, 324, 307, 506/34 of the Indian Penal Code and
under Section 25(1-b)a, 26 and 27 of the Arms Act.

First phase of occurrence is said to have taken place
on 23.3.2016 and it is stated that petitioner no.1 assaulted the
informant and after that informant went to police station and gave
a written report, but again on 27.3.2016, petitioners came and
opened fire but firing did not hit the informant.

Submission on behalf of the petitioners is that there is
nothing on the record to show that the informant lodged another

case in respect of the occurrence which is said to have taken place on 23.3.2016. Moreover, the present case has been lodged by the informant on account of land dispute.

No doubt, petitioners do carry criminal antecedent of several cases but considering the facts and circumstances of the present case as well as submissions of the parties, let the petitioners above named be released 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 A.C.J.M. 1st, Banka in connection with Katoria (Jaipur) P.S. Case No.50 of 2016.

(Hemant Kumar Srivastava, J)

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