

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.48141 of 2016

Arising Out of PS.Case No. -87 Year- 2016 Thana -GAMAHARIYA District- MADHEPURA

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1. Ritesh Kumar @ Rupesh Kumar Son of Bageshwari Yadav
2. Shambhu Yadav @ Shambhu Kumar son of Chandeshwari Yadav
3. Chandra Kishor Kumar alias Chandra Kishore Yadav Son of Shiv Kumar Yadav
4. Roshan Kumar Son of Gajendra Yadav
5. Navin Kumar Son of Bishundeo Yadav
6. Lal Yadav @ Lal Kumar Yadav Son of Late Mohan Yadav
7. Umesh Yadav Son of Ramdatt Yadav
8. Arbind Kumar Son of Jai Narayan Yadav
9. Ajit Kumar Son of Arjun Yadav
10. Fulendra Kumar Son of Ashok Yadav
11. Rajbal Yadav @ Raj Kumar Yadav Son of Harinandan Yadav
12. Shailendra Yadav @ Shailendra Kumar Yadav Son of Late Upendra Yadav All resident of Village- Jibachhpur, P.S.- Gamharia, District- Madhepura.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Dinesh Prasad Verma

For the Opposite Party/s : Mr. Sri Suresh Prasad Singh

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CORAM: HONOURABLE MR. JUSTICE KISHORE KUMAR
MANDAL
ORAL ORDER

2 15-12-2016 Heard the counsel for the petitioners and Mr.

S.P.Singh APP for the State.

Apprehending their arrest in Gamharia P.S. Case No. 87 of 2016, registered under section 307 and other allied sections of IPC, the petitioners have filed the present application for grant of anticipatory bail.



Learned counsel for the petitioners submits that the FIR was lodged against 112 named persons along with 400-500 unknown whereas no specific allegation is levelled except alleging that while the Circle Officer was coming back a mob protesting against the counting of votes obstructed him in discharge of his official duty.

It is stated that several co-accused persons of this case, considering the nature of the allegations, have been granted anticipatory bail vide 03.10.2016, 19.10.2016 and 10.11.2016 passed in Cr. Misc. No. nos. 41993 of 2016, 42642 of 2016 and 47056 of 2016 respectively. It is stated that petitioners have no criminal antecedents to their credit.

In the circumstances, let the petitioners named above, in the event of arrest/surrender within four weeks from today, be released on bail on furnishing bail bond of Rs. 10,000/- each with two sureties of the like amount each to the satisfaction of Chief Judicial Magistrate, Madhepura in Gamaharia P.S. Case No. 87 of 2016 on condition that one of the bailors of each of the petitioners shall be their own/close family members. In the event of framing of charge, the petitioners shall appear in person on each date fixed at the trial.



In case of default in doing so on two consecutive dates, the trial court shall have liberty to cancel their bail bonds and secure their arrest in accordance with law.

(Kishore Kumar Mandal, J)

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