

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.42944 of 2016

Arising Out of PS.Case No. -167 Year- 2016 Thana -MANER District- PATNA

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1. Santu Singh @ Santu Kumar Singh son of Ram Pukar Singh
2. Ram Pukar Singh son of Late Shiv Nandan Singh Both Resident of
Village-Rewa, P.S. Maner, District-Patna Petitioner/s
Versus

The State of Bihar Opposite Party/s
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Appearance :

For the Petitioner/s : Mr. Baxi S.R.P. Sinha, Sr. Advocate
Mr. Sanjay Kumar, Advocate
For the Opposite Party/s : Mr. Smt. Anita Kumari, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI

SHARAN SINGH

ORAL ORDER

2 25-10-2016 Heard learned counsel for the petitioners and learned
Additional Public Prosecutor for the State.

This application for grant of anticipatory bail arises out
of Maner P.S. Case No. 167 of 2016, disclosing offences under
Sections 147, 148, 149, 323, 307, 379 and 504 of the Indian Penal
Code and Section 27 of the Arms Act.

Learned Senior Counsel appearing on behalf of the
petitioners has submitted that there is civil dispute pending
between the parties and that the present case making false
allegation has been filed on 01.04.2016 in retaliation to earlier
case lodged at the instance of petitioner No. 2 on 29.03.2016
which gave rise to Complaint Case No. 322 (C) of 2016 before
learned Additional Chief Judicial Magistrate, Danapur. He has
further submitted that though there is allegation of commission of

offence under Section 307 of the Indian Penal Code, no one appears to have received any injury.

Considering the submissions as above, this application is allowed.

Let the petitioners, above-named, in the event of their arrest or surrender before the court below within six weeks, be released on bail on furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand) each with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate, Danapur in connection with Maner P.S. Case No. 167 of 2016, subject to the conditions as laid down under Section 438 (2) of the Code of Criminal Procedure.

This is subject to the condition that the petitioners shall present themselves before the police/Court, as the case may be, as and when required and in the event of failure on their part to appear before the Court on two consecutive occasions, their bail bonds shall be liable to be cancelled.

(Chakradhari Sharan Singh, J)

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