

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.42632 of 2016

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1. Indrajeet Singh son of Ram Naresh Singh, resident of Village- Basantpur Kakarhata, Police Station- Bidupur, District- Vaishali.
2. Vikash Kumar son of Avinash Singh, resident of Village- Khorampur, Police Station- Desari (Chandpura O.P.), District- Vaishali.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Brij Kishor Mishra

For the Opposite Party/s : Sri Bal Mukund Prasad Sinha

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CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI
SHARAN SINGH
ORAL ORDER

2 20-10-2016

Heard learned counsel for the parties.

This application for grant of anticipatory bail arises out of Bheldi P.S. Case No. 140 of 2015, disclosing offences under Sections 341,323,337,307,448/34 of the Indian Penal Code.

The injured is a three year old child, who is son of elder brother of petitioner No.1. Brother-in-law of the petitioner No.1 and father of the injured is the informant. Allegedly, the petitioners' brother thrashed the boy and assaulted him.

Learned counsel appearing on behalf of the petitioners, who are closely related to each other, has submitted that internal family dispute is the reason behind lodging of the First Information Report. It has also been submitted that no offence

under Section 307 of the Indian Penal Code is made out on the basis of what has been alleged in the First Information Report.

Be that as it may, considering the facts and circumstances of the case, this application is allowed. Let the petitioners above named in the event of their arrest/surrender within four weeks from today in the Court below 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 the learned Judicial Magistrate-13, Chapra (Saran) in Bheldi P. S. Case No. 140 of 2015, 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)

ArunKumar/-c

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