

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.41013 of 2016

Arising Out of PS.Case No. -242 Year- 2014 Thana -MAHNAR District-
VAISHALI (HAJIPUR)

=====

1. Suresh Paswan

2. Manoj Paswan

Both sons of Late Hulas Paswan.

3. Pappu Paswan, son of Sri Sital Paswan.

4. Kusheshwar Paswan

5. Bindeshwar Paswan

Both sons of Narayan Paswan.

6. Ashok Kumar @ Ashok Paswan, son of Sri Kusheshwar Paswan.

All residents of Village- Jawaj, P.S.- Mahnar, District-
Vaishali.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s :Mr. Umesh Chandra Verma, Adv.

For the Opposite Party/s:Mr. Arun Kumar Singh -5, APP

=====

**CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI
SHARAN SINGH**

ORAL ORDER

2 26-09-2016

Heard the parties.

This application, for grant of anticipatory bail,
arises out of Mahnar P.S. Case No. 242 of 2014, disclosing

offences under Sections 147, 149, 341, 342, 447, 323, 324, 307, 379 and 504 of the Indian Penal Code.

The informant and petitioner Nos. 1 and 2 are full brothers. Over some land dispute between the parties, the occurrence is said to have taken place. Allegedly, co-accused, namely, Shambhu Paswan, assaulted the informant with the *butt* of his riffle on his waist, whereas co-accused, namely, Manoj Paswan, assaulted him with *farsa*. Other co-accused persons assaulted the informant's side with *farsa* etc.

Learned counsel for the petitioners has submitted that there is counter version of the same occurrence on the basis of which Mahnar P.S. Case No. 238 of 2014 has been registered prior to registration of the present case. He has also submitted that all the injuries have been found to be simple in nature.

Considering the nature of dispute between the parties, being in the background, 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 6th Additional Chief Judicial Magistrate, Vaishali at Hajipur**, in

connection with **Mahnar P.S. Case No. 242 of 2014**,
subject to the condition 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.)

Praveen-II/-c

U		T	
---	--	---	--