

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.39186 of 2016

Arising Out of PS.Case No. -210 Year- 2014 Thana -BIDUPUR District-
VAISHALI (HAJIPUR)

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1. Uma Shankar Ray, son of Sitab Ray

2. Lalan Ray, son of Sitab Ray

3. Anil Ray, son of Dinesh Ray

All R/o Village - Mahil Baguliagachhi. P.S. - Bidupur, Distt.-
Vaishali.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Rakesh Kr. Tiwary, Adv.

For the Opposite Party/s : Mrs. Rita Verma, APP

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

ORAL ORDER

3 22-09-2016 Heard learned counsel for the petitioners and
learned Additional Public Prosecutor for the State.

This application, for grant of anticipatory bail,
arises out of Bidupur P.S. Case No. 210 of 2014, disclosing
offences under Sections 147, 148, 149, 341, 323, 324,
325, 307, 379 and 504 of the Indian Penal Code.

From the First Information Report, it appears
that after few children had picked up some quarrel over

petty matter, the petitioners assaulted the informant and others. It is alleged against petitioner No. 1 that he assaulted the informant with the *Butt* of fire arm, which he was carrying. Other petitioners are said to have assaulted the informant with *Lathi, Danda*, fists and slaps.

Learned counsel for the petitioners has submitted that no offence under Section 307 of the Indian Penal Code, is made out against these petitioners on the basis of what has been alleged in the First Information Report and the findings recorded in the injury report.

In view of the submission, as above, this application is allowed. Let the petitioner Nos. 1 to 3, 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 Chief Judicial Magistrate, Vaishali at Hajipur**, in connection with **Bidupur P.S. Case No. 210 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, above named, 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/-

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