

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.18926 of 2016

Arising Out of PS.Case No. -43 Year- 2016 Thana -AJAMNAGAR District- KATIHAR

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1. Binod Kewat, S/o- Muneshwar Kewat
2. Muneshwar Kewat, S/o- Tekan Kewat
3. Rambha Devi, W/o- Binod Kewat
4. Maniya Mosomat, W/o- Late Ajab Lal Kewat, All are residents of
Arihana, P.S.- Azamnagar, Distt- Katihar Petitioners

Versus

The State of Bihar Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sanjeev Kumar Singh, Advocate
For the Opposite Party/s : Mr. Bharat Lal, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI
SHARAN SINGH

ORAL ORDER

2 10-05-2016 Heard learned counsel for the petitioners and learned
Additional Public Prosecutor for the State.

This application for grant of anticipatory bail arises out
of Azamnagar P.S. Case No. 43 of 2016, disclosing offences under
Sections 323, 379, 380, 354A and 509 of the Indian Penal Code.

It is alleged that the petitioners, all of them, belong to
the same family, assaulted the informant, tore out her wearings
and they took away a box containing cash of Rs. 50,000/- and
ornaments.

Learned counsel for the petitioners has submitted that
the allegations alleged in the First Information Report, are ex
facie, absurd and improbable. It is submitted that there is land
dispute between the parties and much before institution of the
present Complaint Case on the basis of which, the First

Information Report has been registered, petitioner No. 1 had lodged a Complaint Case vide C.A. No. 1902 of 2013 against the informant and others.

Considering the nature of accusation and submissions advanced on behalf of the petitioners, 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 1st Class, Katihar in connection with Azamnagar P.S. Case No. 43 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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