

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.37907 of 2017

Arising Out of PS.Case No. -9 Year- 2017 Thana -AMBA District- AURANGABAD

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1. Sahdeo Prajapati, son of Balkeshwar Prajapati
 2. Manoj Prajapati @ Manoj Kumar Prajapati, son of Sahdeo Prajapati
Both resident of village-Narhar Amba Tola Kumhar Bigha, P.S.-Amba,
District-Aurangabad

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sunil Kumar Dubey, Advocate
For the Informant : Mr. Krishna Prasad Singh, Sr. Advocate
For the State : Mr. Shailendra Kumar, APP

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 10-08-2017 Heard Mr. Sunil Kumar Dubey, the learned counsel

for the petitioners and Mr. Krishna Prasad Singh, the learned

Senior Counsel for the informant.

The petitioners seek regular bail in connection with

Amba P.S. Case No. 9 of 2017, registered for the offence

punishable under Sections 147, 148, 149, 341, 323, 307, 302,

504 and 506 of the Indian Penal Code.

The allegation is with regard to the petitioners and

other accused persons assaulting the brother of the informant

resulting in his death.

The learned counsel for the petitioners submits that a

bare reading of the F.I.R. would show that the main assailant is

Krishna Prajapati, hence the co-accused Sanjay Prajapati has

been granted bail by this Court by an order dated 26.04.2017



passed in Criminal Miscellaneous No. 17384 of 2017. It is further submitted that the petitioners have clean antecedent and there is case and counter case inasmuch as from the alleged incident two cases arise i.e. the instant case bearing Amba P.S. Case No. 9 of 2017 dated 23.01.2017 and another i.e. Amba P.S. Case No. 11 of 2017 dated 24.01.2017.

Having regard to the facts and circumstances and more particularly fact that this Court has been pleased to grant bail to the similarly situated co-accused persons by orders dated 26.04.2017 passed in Criminal Miscellaneous No. 17384 of 2017, 21.06.2017 passed in Criminal Miscellaneous No. 18248 of 2017, 13.07.2017 passed in Criminal Miscellaneous No. 32594 of 2017 and 11.04.2017 passed in Criminal Miscellaneous No. 17934 of 2017, I find that the petitioners are liable to be enlarged on regular bail.

Accordingly, the above named petitioners are directed to be enlarged 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, Aurangabad in connection with Amba P.S. Case No. 9 of 2017.

(Mohit Kumar Shah, J)

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