

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.31640 of 2017

Arising Out of PS.Case No. -65 Year- 2017 Thana -CHAUSA District- MADHEPURA

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1. Manorma Devi, w/o Mantu Sharma,
2. Rita Devi, w/o Vijay Sharma,
3. Shankar Sharma, s/o Baleshwar Sharma,
4. Ranjeet Sharma, son of Vidyanand Sharma,
5. Mantu Sharma @ Mantun Sharma, son of Kishun Sharma,
6. Tuntun Sharma, son of Kishun Sharma,
7. Rinku Sharma, son of Tuntun Sharma,
8. Srikant Sharma, son of Late Misri Sharma,
9. Luri Sharma, son of Late Ganeshi Sharma,
10. Jitan Sharma, son of Mantu Sharma, All resident of Village- Laualagan
Tulsipur, P.S.- Chausa, District- Madhepura.

.... Petitioner/s

Versus

1. The State of Bihar. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Nadimul Hasan

For the Opposite Party/s : Mr. Lakshmi Kant Sharma

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CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA

ORAL ORDER

2 20-07-2017 Heard learned counsel for the petitioners and learned
Additional Public Prosecutor for the State.

The petitioners apprehend their arrest in connection with a case
registered for the offences punishable under Sections 147/148
/149/341/323/354/379/427/504/506 of the Indian Penal Code and
Section 27 of the Arms Act.

Learned counsel for the petitioners submits that admittedly
there is a land dispute between the parties and that the occurrence
took place on account of illegal construction being made on the land
which is purportedly belonging to the petitioners. It is submitted
that though there was altercation at the alleged occurrence, the
attack is said to have been made by hands, fists and *lathi* which
was neither pre-meditated nor intended to cause any bodily harm.



The occurrence is said to have taken place on the spur of the moment.

In view of the aforementioned facts and circumstances and that the petitioners are having a clean antecedent, let the petitioners above named, in the event of their arrest / surrender within a period of four weeks from the date of receipt/production of a copy of this order, be enlarged on bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of the learned Sub-Divisional Judicial Magistrate, Udakishunganj, Madhepura, in connection with Chuosa P.S. Case No. 65/2017, subject to the conditions as laid down under Section 438(2) of the Cr. P.C.

(Anjana Mishra, J)

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