

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.38869 of 2017

Arising Out of PS.Case No. -189 Year- 2017 Thana -KADWA District- KATIHAR

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1. Md. Ezaz
2. Md. Izhar @ Izhar, Both sons of Md. Latif, Resident of Village- Sonapur,
P.S. Balia Belon, District- Katihar.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Bimal Kumar

For the Opposite Party/s : Mr. Sri Sanjay Kumar Sharma

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CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA
ORAL ORDER

3 12-12-2017 Heard learned counsel for the petitioners and the

learned A.P.P. for the State.

The petitioners apprehend their arrest in connection
with Kadwa (Balia Belon) P.S. Case No. 189 of 2017, registered
under Sections 147, 148, 341, 323, 324, 307 and 504 of the Indian
Penal Code, pending in the court of Additional Chief Judicial
Magistrate-IV, Katihar.

The accusation is that six persons named in the
including the petitioners starting digging the ditch in the way of
the informant. When the informant made protest then both
petitioners caused injury through Farsa and Dabia at the head of
informant whereas others also caused injury through fist and slaps.



As per injury report, the injuries as found on the person of the informant are grievous in nature.

Having considered the facts and circumstances of the case and the nature of allegation against the petitioners, I am not inclined to grant anticipatory bail to the petitioners. Accordingly, their prayer for grant of anticipatory bail stands rejected. The petitioners are directed to surrender before the trial court within four weeks and pray for regular bail, which would be considered by the trial court in accordance with law without being prejudiced by the order of this Court.

(Rajendra Kumar Mishra, J)

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