

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.90 of 2017

Arising Out of PS.Case No. -922 Year- 2016 Thana -SAHARSA District- SAHARSA

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1. Suresh Das, S/o Babuan Das
2. Ajay Das
3. Chandan Kumar
Both Sons of Suresh Das
4. Ramu Das, S/o Bihari Das
All Residents of Village- Nariyar Ward No.06, Police Station & District-
Saharsa

.... Petitioners

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioners : Mr. Sanjeev Verma, Advocate

For the Opposite Party : Mr. Dinesh Singh(APP)

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

2 10-01-2017 Heard learned counsel for the petitioners and the

State.

The petitioners apprehend their arrest in Saharsa
Sadar P.S. Case No. 922 of 2016 instituted for the offence under
Sections 147, 148, 149, 341, 323, 324, 307, 354 and 379 of the
Indian Penal Code.

It is alleged that on the date of occurrence accused
Suresh Das and Chandan Das assaulted the informant on his knee
with iron rod due to which his leg was fractured and when his
brother Kailash Das came to save him then accused Suresh Das
assaulted causing head injury. The Xerox copy of injury report has



been enclosed as Annexure-3 wherein doctor has found simple injury on the left leg of Sanjay Das and injury on head of the brother of the informant, namely, Kelu Das. The learned Sessions Judge has rejected the prayer of anticipatory bail of the petitioner stating that there is specific allegation against all the petitioners for participating in the offence.

After looking into the injury report and the specific allegation against these petitioners, this court does not find any reason to interfere with the finding of the learned Sessions Judge. Accordingly this court is not inclined to enlarge the petitioner on anticipatory bail. Accordingly, this anticipatory bail petition is hereby rejected in connection with Saharsa Sadar P.S. Case No. 922 of 2016.

The petitioner is directed to surrender before the court below within four weeks from today and seek regular bail which shall be disposed of in accordance with law preferably on the same day without being prejudiced by this order.

(Sanjay Priya, J.)

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