

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.49704 of 2016

Arising Out of PS.Case No. -399 Year- 2016 Thana -FORBESGANJ District- ARRARIA

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1. Sukhai Rideo Son of Chintu Rideo
 2. Udranand Rideo Son of Chintu Rideo
 3. Vijay Rideo @ Vijai Rideo Son of Mayanand Rideo
 4. Rajesh Rideo Son of Sukhai Rideo
 5. Dhaneshwar Rideo Son of Arjun Rideo
 6. Vimal Rideo Son of Achcha Lal Rideo
 7. Dharendra Rideo @ Dhiren Kr. Son of Dhaneshwar Rideo
 8. Rajesh Rideo Son of Dhaneshwar Rideo
 9. Birendra Rideo @ Baren Rideo Son of Tekan Rideo
 10. Bechan @ Kanchan Rideo Son of Tekan Rideo
 11. Tarachand Rideo Son of Saten Rideo
 12. Chandu Rideo Son of Saten Rideo
 13. Yoganand Rideo Son of Fudan Rideo
 14. Santosh Rideo Son of Fudan Rideo
 15. Shankar Rideo Son of Arjun Rideo
 16. Ashok Rideo Son of Arjun Rideo
 17. Nangra Rideo Son of Arjun Rideo
 18. Ramu Rideo Son of Yoganand Rideo
 19. Parmeshwari Rideo Son of Sokhi Rideo
 20. Shibu Rideo Son of Sokhi Rideo
 21. Masnu Rideo Son of Somi Rideo
 22. Kamleshwari Rideo Son of Ram Prasad Rideo
 23. Kailash Rideo Son of Ram Prasad Rideo
 24. Idro Rideo Son of Jhabru Rideo
 25. Jhabru Rideo Son of Kari Rideo
 26. Gejendra Rideo Son of Jhingru Rideo All are residents of village-Saifganj, police station - Forbesganj, District- Araria.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ramesh Kumar Singh

For the Opposite Party/s : Mr. Awadhesh Kumar Singh

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR

JHA

ORAL ORDER

3 18-01-2017

Heard both sides.

The petitioners apprehend their arrest in Forbesganj



P.S. case No. 399 of 2016 under Section 307 and other Sections of the Indian Penal Code. Later on Section 370 of the IPC was added.

The informant named all the petitioners and alleged that they all, having armed with different weapons, came to the land and started constructing huts. Birendra Risideo, petitioner No.9, is said to have assaulted the informant with stick. Rajesh Risideo, petitioner No.4, is said to have assaulted Fannelal Yadav with Farsa on his head. Sukhai Risideo, petitioner No.1, is said to have assaulted Mahesh Yadav with arrow, which hit on his left scapular region. Vimal Risideo, petitioner No.6, is said to have assaulted Kartik Yadav with Farsa on his right shoulder.

The learned counsel for the petitioners submits that informant filed the case on 05.08.2016 for the occurrence dated 04.08.2016. On 04.08.2016 itself a case has been lodged from the side of petitioners being Forbesganj P.S. case No. 393 of 2016. The informant and his side have come on the land to dispossess the petitioners, who have got Government Parcha, and the informant and his side are bent upon to grab the entire lands. From the injury report, as contained in paragraph 25 of the case diary, it would appear that all the injured got simple injuries caused by hard and blunt object. There was no injury of arrow or sharp edged



weapon.

Considering the facts aforesaid and the nature of allegations made against the petitioners, the above named petitioners, in the event of their arrest or surrender before the learned court below within a period of four weeks from the date of receipt / production of a copy of this order, are directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Araria in Forbesganj P.S. Case No. 399 of 2016, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Jha, J)

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