

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.49338 of 2017**

Arising Out of PS.Case No. -392 Year- 2016 Thana -MUFFASIL District-  
WESTCHAMPARAN(BETTIAH)

- =====
1. Sanni Kumar, S/o Late Kallu Ram,
  2. Krishna Ram S/o Late Kallu Ram, Both are R/o Village- Chhawani  
Dhuriya Mai Asthan Ward No.02, P.S.- Bettiah Muffasil (Manuapul),  
District- West Champaran.

.... .... Petitioner/s

Versus

The State of Bihar

.... .... Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Brij Kishor Mishra

For the Opposite Party/s : Mr. Rajeev Nayan

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**CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN  
SHARMA**  
ORAL ORDER

2      18-10-2017                      Heard the learned counsel for the petitioners as well as  
the learned A.P.P. for the state.

In this application for anticipatory bail the petitioners  
apprehend their arrest in connection with Bettiah Muffasil  
(Manuapul) P.S. Case No. 392 of 2016 for the offences punishable  
under sections 341, 323, 308 and 504/34 of the I.P.C.

Allegedly, the petitioners and other co-accused were  
indulged in the trade of illicit liquor which was protested by the  
informant and then they assaulted with bamboo and iron rod. The  
father of the informant was also assaulted and the petitioner Sanni



Kumar assaulted with bamboo and rod to the mother of the informant. He further took out Rs. 450/-.

Submission is of false implication and that during investigation the petitioners have been given benefit under section 41 of the Cr.P.C but the charge sheet has been submitted under sections 341, 323, 308 and 504/34 of the I.P.C. resulting now the petitioners are apprehending their arrest and further they are apprehending custody after their surrender, the injury caused to Kaushalya Devi, the mother of the informant, is simple in nature caused by hard and blunt object, against petitioner Krishna Ram, there is no specific allegation and as such the petitioners deserve sympathetic consideration, the father of the informant has also received simple injury and further the informant also received simple injury, vide Annexure- 2 series.

The learned A.P.P. opposes prayer for pre-arrest bail of the petitioners.

In the facts and circumstances stated above, considering the injury reports, the petitioners, in case of their arrest or surrender within a period of four weeks from the date of receipt/production of a copy of this order, shall be released 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 C.J.M,



Bettiah, District- West Champaran in connection with the  
aforementioned case, subject to the condition as laid down under  
section 438 (2) of the Cr.P.C.

**(Jitendra Mohan Sharma, J)**

Abhay/-

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