

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.48446 of 2017

Arising Out of PS.Case No. -528 Year- 2016 Thana -KANTI THARMAL POWER District-
MUZAFFARPUR

- =====
1. Brahamdeo Thakur @ Brahamdeo Sharma S/o Late Maheshwar Thakur
 2. Ram Naresh Thakur @ Ram Naresh Sharma S/o Brahamdeo Thakur @
Brahamdeo Sharma

Both resident of Village- Godai Phulkahan, P.S.- Kanti (Panapur O.P.),
District- Muzaffarpur.

.... Petitioners

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Sanjay Kumar @ S.K., Advocate
For the Opposite Party/s : Mr. Rajendra Prasad Nat, APP

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CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH

ORAL ORDER

3 17-10-2017 Heard learned counsel for the petitioners and learned
Additional Public Prosecutor for the State.

The petitioners seek pre-arrest bail in connection with
Kanti (Panapur) P. S. Case No.528 of 2016 registered under
Sections 341, 323, 307, 379, 354-B/34 of the Indian Penal
Code.

It is contended by the learned counsel for the
petitioners that there is case and counter case and the victim
sustained simple injury. It is also contended that the
petitioner no. 1 Brahamdeo Thakur @ Brahamdeo Sharma is a



sufficiently old man aged about 70 years and has got no criminal antecedent.

Regard being had to the nature of allegation and the submission made above, petitioner no. 1 Brahamdeo Thakur @ Brahamdeo Sharma is directed to be released on bail on furnishing bail bond of Rs.10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned SDJM (West), Muzaffarpur in Kanti (Panapur) P. S. Case No.528 of 2016, subject to the conditions as laid down under Section 438 (2) of the Code of Criminal Procedure, in the event of arrest or surrender before the court below within six weeks from today.

So far as petitioner no. 2 Ram Naresh Thakur @ Ram Naresh Sharma is concerned, consideration the allegation that he repeatedly assaulted with *tengari*, I am not inclined to grant him pre-arrest. Accordingly, his application for grant of pre-arrest bail is rejected.

(Ashwani Kumar Singh, J.)

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