

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.586 of 2017

Arising Out of PS.Case No. -173 Year- 2016 Thana -CHOUTARWA District-
WESTCHAMPARAN(BETTIAH)

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1. Kishori Yadav, Son of Pyare Chand Yadav @ Pyare Chandra Yadav,
2. Deepu Kumar Yadav, Son of Kishori Yadav, Both resident of village -
Chandaha, Rupwalia, P.S. Bathwaria, District - West Champaran

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Vijay Kr Singh No. 1, Advocate

For the Opposite Party/s : Mr. Anish Chandra, APP

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 11-01-2017 Heard learned counsel for the petitioners and learned
APP for the State.

The petitioners are apprehending their arrest in a case
registered under Sections 147, 148, 149, 323, 341, 326, 307 and
379 of the Indian Penal Code.

Accusation is that the accused persons including the
petitioners assaulted the informant by means of lathi, danda and
farsa, due to which he caused fracture in his right hand.

It has been submitted on behalf of the petitioners that
the petitioners have got no criminal antecedent. There is no
allegation of tampering of witnesses alleged against the
petitioners. The petitioners have falsely been implicated in the



present case. It is a case and counter case between the parties. The nature of injury is said to be simple. Hence, no offence under Section 307 I.P.C. is made out.

On behalf of the State, it is submitted that the petitioners are named in the F.I.R.

Considering the aforesaid facts and circumstances, let the petitioners, above named, in the event of arrest/surrender before the learned court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) each with two sureties of the like amount each to the satisfaction of learned A.C.J.M., Bagaha, District West Champaran in connection with Chautarwa (Bathwaria) P.S. case No.173 of 2016, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

Narendra/-

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