

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.11401 of 2017**

Arising Out of PS.Case No. -221 Year- 2016 Thana -KHAIRA District- JAMUI

- =====
1. Babulal Yadav Son of Sri Naresh Yadav
  2. Naresh Yadav Son of Banwari Yadav
  3. Dipesh Yadav Son of Chandrika Yadav@ Charo Yadav All Resident of Village- Lalpur, Police Station- Khaira, District- Jamui.

.... .... Petitioner/s

Versus

The State of Bihar

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

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**Appearance :**

For the Petitioner/s : Mr. Sanjay Kumar

For the Opposite Party/s : Mr. Sri Narendra Kumar Singh

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

**ORAL ORDER**

2      22-03-2017                      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 Khaira P.S. Case No. 221 of 2016 for the offences punishable under sections 147, 148, 149, 447, 341, 323, 307, 354, 504 and 506 of the I.P.C.

On behalf of the petitioners it is submitted that the petitioners have been falsely implicated in this case. There is case and counter case. The petitioner Babulal Yadav is said to have assaulted the father of the informant who has sustained simple injury and against petitioners Naresh Yadav and Dipesh Yadav, it is alleged that they have assaulted the mother of the informant who has also sustained simple injury, whereas, the injury received



in the counter case is grievous in nature. In this case similarly situated co-accused Mahesh Yadav and Rajesh Yadav have been allowed pre-arrest bail vide Cr. Misc. No. 6053 of 2017 by another co-ordinate Bench of this Court.

The learned A.P.P. fairly submits that co-accused Mahesh Yadav, Rajesh Yadav and petitioner Babulal Yadav have assaulted the father of the informant, namely, Sahdeo Yadav with lathi and petitioners Naresh Yadav and Dipesh Yadav have assaulted the mother of the informant. The doctor has found the injury on both simple in nature and there is no accusation of repetition of the blow.

In the facts and circumstances as stated above, the petitioners, in case of their arrest or surrender within 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. Jamui in connection with above mentioned case, subject to the conditions as laid down in section 438 (2) of the Cr.P.C.

**(Jitendra Mohan Sharma, J)**

Abhay/-

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