

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Appeal (SJ) No.911 of 2017

Arising Out of PS.Case No. -67 Year- 2016 Thana -MANSURCHAK District- BEGUSARAI

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1. Md. Zahid,
2. Md. Khalid,
3. Md. Sonu, All Sl. No. 1 to 3 sons of Md. Nasimuddin, All are resident of
village - Agapur Kothi, P.S. Mansurchak, District - Begusarai

.... Appellant/s

Versus

1. The State of Bihar

.... Respondent/s

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Appearance :

For the Appellant/s : Mr. Amit Kumar

For the Respondent/s : Mr. Smt Usha Kumari No-1

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 16-05-2017 Heard learned counsel for the appellants as well as learned
Special P.P.

Allegation as per F.I.R. against the appellants and other
accused persons is that they have assaulted and taken away the
Mobile from the shop of the informant and then the informant
went to make complaint about the same. It is alleged that they
abused the informant by taking her caste name. Further the
accused persons including the petitioner caught hold the deceased
and taken inside the Poultry Farm and assaulted. Further, it is
submitted that during the course of investigation, statement of the
nephew of the deceased has been recorded in para 10 and 11 of
the case diary and he has categorically stated that accused Md.



Danish assaulted the deceased and there is no allegation of assault against the petitioners by '*Lathi*' and the petitioners are in custody for about six months.

Heard learned Special P.P., who has opposed the prayer for bail.

Having heard both sides and in view of the facts and circumstances as stated above, let the appellants, above named, be released on bail on furnishing bail bond of Rs.25,000/- (Twenty Five Thousand) each with two sureties of the like amount each to the satisfaction of learned Special Judge S.C.S.T. Act, Begusarai in connection with Mansurchak P.S.Case No.67 of 2016, setting aside the order dated 21.12.2016 passed by the Special Judge, S.C./S.T., Begusarai in connection Mansurchak P.S.Case No.67 of 2016.

Accordingly, appellants' application is allowed.

(Vinod Kumar Sinha, J)

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