

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.20431 of 2017

Arising Out of PS.Case No. -50 Year- 2016 Thana -PAKRIDAYAL District-
EASTCHAMPARAN(MOTIHARI)

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1. Abhimanyu Kumar Singh @ Abhimanyu Singh son of Late Rijhan Singh
2. Dabloo Singh son of Jhagru Singh Both residents of Village - Tharbitiya,
P.S. - Pakaridayal, District - East Champaran.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Umesh Chandra Verma, Advocate

For the Opposite Party/s : Mr. Rajesh Kumar, A.P.P.

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**CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA
ORAL ORDER**

3 11-08-2017 Heard learned counsel for the petitioners and the learned
A.P.P. for the State.

The petitioners apprehend their arrest in connection with
Pakrideyal P. S. Case No. 50 of 2016 for the offences punishable
under Sections 188, 358, 147, 148, 149, 341, 342, 323, 504 and
506 of the Indian penal Code and Section 27 Arms Act.

The accusation is based upon the written report by the
informant is that on 28.04.2016 when he was engaged as Presiding
officer at Panchayat Election, in the meantime, Ex Mukhiya
Rameshwar Naryan Singh @ Chhedi singh came with gun and
started firing and also about 100 unknown miscreants came at the
Booth armed with lathi-fatta and created nuisance during election
therefore people, who were present there, started hither and
neither.



Learned counsel for the petitioners submits that both petitioners are not named in the F.I.R. and in course of investigation, the name of the petitioners have surfaced in paragraph- 6 of supplementary affidavit, being the member of mob without any overt act. Further submission is that the petitioner is an accused in a case numbered as Pakrideyal P.S.Case No. 51 of 2016, which was instituted under Sections 147, 148, 149, 341, 323, 307 and 504 of the Indian Penal Code on the same day and for the same occurrence.

Having considered the facts and the circumstances of the case, let the petitioners, above named, in the event of their arrest or surrender within four weeks from today, be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rupees Ten thousand) each with two sureties of the like amount each to the satisfaction of the learned 5th Additional Chief Judicial Magistrate, Motihari , east Champaran in connection with Pakrideyal P. S. Case No. 50/ 2016, subject to the conditions laid down under Section 438 (2) Cr.P.C.

(Rajendra Kumar Mishra, J)

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