

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.29886 of 2017

Arising Out of PS.Case No. -40 Year- 2017 Thana -CHANPATIA District-
WESTCHAMPARAN(BETTIAH)

- =====
1. Ram Ayodhya Thakur, son of late Keshwar Thakur,
 2. Mantu Thakur, son of late Keshwar Thakur,
 3. Prabhu Thakur, son of late Keshwar Thakur,
 4. Pravesh Thakur, son of late Keshwar Thakur, all are residents of village
- Garabhua Lala Tola, Police Station - Chanpatia (Sirisiya O.P.), District
- West Champaran.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Brij Kishor Mishra, Advocate
For the Opposite Party/s : Mr. Anil Kumar Singh 1, APP
Mr. Bharat Bhushan, Advocate

=====

CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

2/ 11-07-2017

Heard learned counsel for the Petitioners and the
State as well as counsel for the informant.

The Petitioners apprehend their arrest in Chanpatia
(Sirsiya OP) P.S. Case No.40 of 2017 instituted for the offence
under Section(s) 147, 148, 149, 341, 342, 323, 308, 379, 504
Indian Penal Code.

As per written report, on account of land dispute,
the petitioners, who are *Pattidars*, abused the informant. It is
further alleged that on the order of petitioner No.1, all the
accused persons assaulted with *lathi* and *Phattha* and petitioner
No.1 put a rope around the neck of the informant and started



pressing his neck with the help of his son, Mantu Kumar, on account of which informant started screaming and the accused persons took out Rs.1200/- from the pocket.

Injury Report has been annexed as Annexure-2, wherein, the doctor has found all the injuries as simple in nature.

From the written report itself, it appears that there is land dispute between the parties, who are *Pattidars*. There is general and omnibus allegation against the petitioners.

In the facts and circumstances of the case, prayer of the petitioners for grant of anticipatory bail is allowed. In the event of surrender/arrest of the petitioners, named above, within six weeks from today in connection with Chanpatia (Sirsiya OP) P.S. Case No.40 of 2017, they shall be released on anticipatory bail on furnishing bail bond of Rs.10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of the Additional Chief Judicial Magistrate, Bettiah, West Champaran, subject to the conditions as laid down under Section 438(2) Cr. P. C. with further conditions (1) bailors should be local having sufficient immovable property within the jurisdiction of the court concerned, (2) petitioners shall cooperate in the trial and shall be present on each and every date fixed by the court and absence on two consecutive dates without proper and reasonable reason will



automatically cancel bail bond of the petitioners and (3) if petitioners tampers with the evidence or the witnesses of the case, in that case, prosecution will be at liberty to move for cancellation of bail of the petitioners.

(Sanjay Priya, J)

JA/-

U		T	
---	--	---	--

