

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.49545 of 2017

Arising Out of PS.Case No. -197 Year- 2017 Thana -BIDUPUR District- VAISHALI(HAJIPUR)

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1. Rakesh Singh, Son of Late Dev Chandra Singh, Resident of Village-
Bhairampur, P.S.- Bidupur, District- Vaishali.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Bimlesh Kumar Pandey

For the Opposite Party/s : Mr. Sri Pradeep Narain Kumar

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CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

4 15-12-2017 Heard learned Counsel for the petitioners and
learned Additional Public Prosecutor for the State.

This application, for grant of anticipatory bail, arises out of Bidupur Police Station Case No. 197 of 2017, disclosing offences under Sections 341, 323, 307, 354, 379, 447, 504 and 506/34 of the Indian Penal Code.

Learned counsel for the petitioner has submitted that the petitioner is innocent and has not committed any offence. In fact, the parties are in inimical terms since long and the family of the petitioner also lodged a Bidupur P.S. Case No. 46 of 2011 against the prosecution party. There was free fight between the parties and both the side have sustained injuries and the injury sustained by the prosecution party are simple in nature. The



petitioner and his family members have already filed an
informatory petition prior to lodging of the present case, which
is evident from annexure-3, but when the police did not lodge
the F.I.R., he filed complaint case, which is evident from
annexure-4 to the supplementary affidavit filed by the petitioner.
Hence, the petitioners who are of clean antecedent deserve the
privilege of anticipatory bail.

Considering the facts and circumstances of the case,
let the petitioner, above named, in the event of his arrest or
surrender before the Court below within six weeks, be released
on bail on furnishing bail bond of Rs. 10,000/- (ten thousand)
with two sureties of the like amount each to the satisfaction of
learned Additional Chief Judicial Magistrate-XIV, Vaishali at
Hajipur, in connection with Bidupur Police Station Case No. 197
of 2017, subject to the condition laid down under Section 438
(2) of the Code of Criminal Procedure.

(Arvind Srivastava, J)

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