

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.39666 of 2017

Arising Out of PS.Case No. -32 Year- 2017 Thana -JOGAPATTI District-
WESTCHAMPARAN(BETTIAH)

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1. Babunand Yadav, Son of Bhikhari Yadav,
2. Mantu Yadav Son of Babunand Yadav,
3. Raj Kumar Yadav @ Raj Kumar Son of Babunand Yadav,
4. Rahul Yadav @ Rahul Kumar Son of Uma Shankar Yadav,
5. Jatashankar Yadav, Son of Parass Yadav, All are R/o Gola Ghat, Dumari,
P.S.- Yogapatti, District- West Champaran.

.... 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. Shailendra Kumar Singh

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CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

8 19-12-2017 Heard learned counsel for the petitioners and the
learned A.P.P. for the State.

The petitioners apprehend arrest in connection with
Yogapatti P.S. Case No. 32 of 2017 registered under Sections 147,
148, 149, 323, 324, 325, 307, 386, 380, 354 of the Indian Penal
Code and section 3/4 of the Prevention of Witch Practices Act.

Submission is that petitioners are quite innocent and
have committed no offence as alleged in the F.I.R. Further
submission is that petitioners have falsely been implicated in this
case due to ulterior motive.

Learned A.P.P. appearing on behalf of the State



opposed the prayer of the petitioner nos. 1 and 5 by contending that there is specific allegation against them and witnesses have also supported the prosecution version in different paragraphs of the case diary. Hence, they do not deserve anticipatory bail.

Having considered the facts and circumstances of the case, prayer of the petitioner nos. 1 and 5 is rejected and at the same time, prayer of the petitioner nos. 2, 3 and 4 is allowed. Let the above named petitioners nos. **2, 3 and 4** be released on bail, in the event of arrest or surrender before the learned Court below within a period of four weeks from today, on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the A.C.J.M.-II, Bettiah, West Champaran in connection with Yogapatti P.S. Case No. 32 of 2017, subject to the condition as laid down under Section 438(2) of the Cr. P.C.

(Arvind Srivastava, J)

Shailendra/-

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