

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.34659 of 2017

Arising Out of PS.Case No. -28 Year- 2017 Thana -AKBARNAGAR District- BHAGALPUR

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1. Uday Mandal, son of Dinesh Mandal.
 2. Navin Mandal, son of Dinesh Mandal.
 3. Gopal Mandal @ Gopal, son of Dinesh Mandal.
 4. Nepal Mandal, son of Dinesh Mandal, All are Resident of Village-
Mirjapur, P.S. Nathnagar, District- Bhagalpur.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Janki Nandan Prasad

For the Opposite Party/s : Mr. Sri Bal Mukund Prasad Sinha

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CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

3 07-09-2017 Heard learned counsel for the petitioners and the
learned A.P.P. for the State.

The petitioners apprehend their arrest in connection
with Akbarnagar P.S. Case No. 28 of 2017 registered under
Sections 323, 307 and 452/34 of the Indian Penal Code.

Learned counsel appearing on behalf of the
petitioners submits that there is general and omnibus allegation
against the petitioners. They have falsely been implicated in this
case due to land dispute. It is also submitted that the injury report
does not support the manner of allegation.

Learned A.P.P. appearing on behalf of the State
opposed the prayer of the petitioner no. 2 with submission that



there is direct allegation of assault by means of Axe upon the petitioner no. 2. Hence, he does not deserve anticipatory bail.

Having considered the facts and circumstances of the case, prayer of the petitioner no. 2, Navin Mandal is rejected and as far as rest petitioners are concern, their prayer for bail is allowed.

Let the above named petitioner nos. 1, 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) each with two sureties of the like amount each to the satisfaction of A.C.J.M., Bhagalpur in connection with Akbarnagar P.S. Case No. 28 of 2017, subject to the condition as laid down under Section 438(2) of the Cr. P.C.

(Arvind Srivastava, J)

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