

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.5675 of 2017

Arising Out of PS.Case No. -138 Year- 2016 Thana -MADANPURA District- AURANGABAD

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1. Santosh Kumar S/o Ramsevak Ram
2. Kamlesh Ram @ Pramod Kumar S/o Ramashray Ram
3. Vilash Ram @ Ram Vilash Ram S/o Late Chathu Ram All Resident of
Village-Gandhinagar P.S. Madanpur, District-Aurangabad.

.... Petitioners

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Manoj Kumar, Advocate

For the Opposite Party/s : Mr. Ashok Kumar

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CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR
ORAL ORDER

3 09-02-2017 Heard learned counsel for the petitioners and the
State.

Petitioners apprehend their arrest in connection with a
case registered under Sections 341, 323, 325, 326, 307, 504 and
509/34 of the Indian Penal Code.

Allegation in brief is that the petitioner no.3 had
assaulted with axe on the head of the informant and rest two
petitioners had assaulted with lathi and danda.

It is submitted that there is no specific allegation
against the petitioners and there is case and counter case between
both sides and there is no corresponding injury by the axe on the
head of the informant only his two teeth were broken so opined as



grievous injury, but prima facie it is not a case under Section 307 I.P.C. moreover petitioners' side has also lodged case against the informant's side and these petitioners have no criminal antecedent.

Considering the aforesaid facts and circumstances, in the event of arrest/surrender within four weeks from the date of receipt of this order to the concerned court, let the petitioners, namely, Santosh Kuamr, Kamlesh Ram @ Pramod Kumar and Vilash Ram @ Ram Vilash Ram be released on bail on furnishing bail bond of Rs.10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of Chief Judicial Magistrate, Aurangabad (Bihar) in connection with Madanpur P.S. Case No.138 of 2016, subject to the condition as laid down under Section 438(2) of the Cr.P.C.

(Arun Kumar, J)

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