

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.28974 of 2017

Arising Out of PS.Case No. -35 Year- 2017 Thana -BANMANKHI District- PURNIA

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1. Jai Prakash Yadav, Son of Late Surya Narain Yadav,
2. Mithlesh Yadav, Son of Jai Prakash Yadav,
3. Akhilesh Yadav @ Aklesh Kumar Yadav, Son of Jai Prakash Yadav, All
Resident of Village- Bishanpur Dutt, Gangali More, Ward No.2, P.S.-
Banmankhi, District- Purnea.

.... Petitioners

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Ajit Ranjan Kumar, Advocate
For the Opposite Party/s : Mr. Nirmal Kumar Sinha

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CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR
ORAL ORDER

2 13-07-2017 Heard learned counsel for the petitioners and the
State.

Petitioners apprehend their arrest in connection with a
case registered under Sections 341, 323, 324, 307, 379, 504/34 of
the Indian Penal Code.

Allegation in brief is that all accused persons
intercepted the informant on way and started assaulting
indiscriminately when other family members came for his rescue
they were also assaulted by the accused persons.

It is submitted that there is case and counter case
between both sides and there is injury to petitioners' side also and
there exists land dispute between them.



However, the injury sustained by Pawan Yadav on the head is grievous in nature, so petitioners do not deserve pre-arrest bail accordingly prayer for anticipatory bail of the petitioners, namely, Jai Prakash Yadav, Mithlesh Yadav and Akhilesh Yadav @ Aklesh Kumar Yadav in connection with Banmankhi P.S. Case No.35 of 2017 pending in the court of Sri Krishna Gopal, A.C.J.M. 6th, Purnea is rejected. However, if they surrender and seek regular bail the same shall be considered on its own merit without being prejudiced by this order.

(Arun Kumar, J)

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