

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.13627 of 2018

Arising Out of PS.Case No. -790 Year- 2008 Thana -JEHANABAD COMPLAINT CASE District-
JEHANABAD

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1. Mukhiya Yadav @ Mukhia Yadav, S/o Late Sonu Yadav,
2. Shambhu Yadav, Son of Late Baleshwar Yadav, All Resident of
Village- Dihuri, P.S.- Parasbigha, Dist.- Jehanabad..... Petitioner/s
Versus

1. The State of Bihar.
2. Manti Devi, Wife of Late Chanarik Yadav, Resident of village- Dihuri,
Police Station- Parasbigha, District- Jehanabad. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ajay Kumar
For the Opposite Party/s : Mr. Yogendra Kr. Singh(App)

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CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR
ORAL ORDER

3 09-03-2018 Heard learned Counsel for the petitioners and the State.

Petitioner, already in custody, seeks bail in Complaint Case
No. 790 of 2008 registered under Sections 147, 148, 149, 380 and
376 of the IPC.

The allegation in brief is that while the complainant was
going to lodge case along with her daughters, one of the daughters
was forcibly taken away by the accused persons and was raped.

Learned Counsel for the petitioners submits that both sides
are agnates, both the petitioners are nephew of the complainant, the
allegation of rape is against other cousin only due to partition dispute
and other co-accused Ramji Yadav and others have been admitted to
bail by a coordinate Bench of this Court vide Cr. Misc. No. 63110 of
2017.

Having considered the said facts and circumstances, the
petitioners, namely, Mukhiya Yadav @ Mukhia Yadav, and Shambhu
Yadav, are directed to be released on bail on furnishing bail bonds of
Rs. 10,000/- (ten thousand) with two sureties of the like amount each
to the satisfaction of CJM Jehanabad in connection with Complaint
Case No. 790 of 2008.

(Arun Kumar, J)

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