

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.50966 of 2018**

Arising Out of PS.Case No. -279 Year- 2017 Thana -KANTITHARMAL POWER District -  
MUZAFFARPUR

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1. Poonam Devi, Wife of Anil Kumar Tiwari,  
2. Abhay Kumar Bittu, Son of Anil Kumar Tiwari, Both are resident of  
Mohalla- Krishna Mohan Nagar, Road No. 3, Damodarpur Pathantol, P.S.-  
Kanti, District- Muzaffarpur.

.... .... Petitioner/s

Versus

1. The State of Bihar.

.... .... Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Yugal Kishore

For the Opposite Party/s : Mrs.R. Kumari

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**CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA**  
**ORAL ORDER**

2      04-09-2018                      Heard the parties.

The petitioners seek pre-arrest bail in Kanti P.S.Case  
No.279 of 2017 registered for the offence under Sections 147, 148,  
149, 341, 323, 324, 307, 379, 337, 294, 504 and 506 of Indian  
Penal Code.

Allegation against the petitioners is of assault to the  
informant and specific allegation of giving knife blow against  
petitioner no.2 to the brother of the informant causing injury at his  
hand.

Submission of the learned counsel for the petitioners is  
that after investigation police finding the case untrue against the  
petitioners submitted final form but the court below after differing



from charge sheet took cognizance against these petitioners.

Heard learned A.P.P. also.

Having heard both sides and in view of the facts and circumstances of the case, let the petitioners, above named, in the event of their arrest or surrender before the court below within six weeks from today, be released on bail on furnishing bail bonds of Rs.25,000/- each with two sureties of the like amount each to the satisfaction of Sub-Divisional Judicial Magistrate, West, Muzaffarpur, in Kanti P.S.Case No.279 of 2017 subject to the conditions as laid down under Section 438(2) of Cr.P.C. and (1) one of the bailors must be a local person having sufficient immovable property within the jurisdiction of the concerned court. (ii) the petitioners will not induce any witness or tamper with the evidence and the petitioners shall co-operate in the investigation of the case and make themselves available as and when required by the police, otherwise, the prosecution is free to move for cancellation of their bail bonds.

**(Vinod Kumar Sinha, J)**

AnilKrSinha/-

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