

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.62477 of 2018

Arising Out of PS.Case No. -375 Year- 2018 Thana -JOGAPATTI District-
WESTCHAMPARAN(BETTIAH)

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1. Anil Kushwaha @ Anil Mahto,
2. Sunil Mahto, Both Sons of Ram Lagan Mahto, Resident of Village-
Khairatiya Balua, P.S.- Yogapatti (Nawalpur), District- West Champaran.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sanjeev Kumar

For the Opposite Party/s : Mr. Sri Damodar Prasad Tiwary

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CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA
ORAL ORDER

2 08-10-2018 Heard the parties.

The petitioners seek bail in Yogapatti (Nawalpur) P.S.Case
No.375 of 2018 registered for the offence under Section 147, 148,
149, 341, 323, 324, 307 and 379 of I.P.C.

Accusation is that while on 15.07.2018 at 7 P.M. the
informant's son Vijay Kushwaha was returning home from the
market, eight persons named in the F.I.R. including the petitioners
who happen to be the pattidar of the informant, encircled him and
assaulted with fists and slaps, anyhow he reached his house.
Thereafter all the accused persons armed with lathi, danda came to
the house of the informant and started abusing and assaulting the
informant and when his wife and son Santosh rushed to rescue him



they were also assaulted by them. Son of the informant sustained head injury and the accused persons also snatched cash of Rs.30,000/- and ornaments from the house of the informant.

Submission on behalf of the learned counsel for the petitioners is that due to the dispute earlier an occurrence took place in which petitioners' side sustained injury regarding which Yogapatti (Nawalpur) P.S. Case No.374 of 2024 was instituted on 15.07.2018 in which the informant was arrested and sent to jail custody on 16.07.2018 and he died after 7 days on 23.07.2018 regarding which Bettiah Town U.D.Case No.12/18 was instituted about unnatural death. Petitioners are in custody since 16.07.2018 having no criminal antecedent.

Considering the facts and circumstances of the case, as stated above, let the petitioners, above named, be released on bail on furnishing bail bond of Rs.10,000/- each with two sureties of the like amount each to the satisfaction of the C.J.M. Bettiah, West Champaran, in Yogapatti (Nawalpur) P.S.Case No.375/18.

(Rajendra Kumar Mishra, J)

AnilKrSinha/-

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