

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.12024 of 2018

Arising Out of PS.Case No. -53 Year- 2017 Thana -ANDHRAMATH District- MADHUBANI

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1. Shiv Kumar Raut, son of Dev Raut @ Debu Raut @ Debu Lal Raut,
 2. Ram Chandra Raut, son of late Madan Raut,
 3. Bhulla Raut, son of Laxmi Raut @ Lachhami Raut, all are resident of Village- Narhi, P.S.- Andharamath, District- Madhubani.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Jitendra Kumar Bharti, Advocate
Ms. Nitu Kumari, Advocate

For the Opposite Party/s : Mr. Umeshnand Pandit, APP

For the Informant : Mr. Gagandeo Yadav, Advocate
Mr. Vinod Kumar, Advocate

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

3/ 06-04-2018

Heard learned counsel for the petitioners and learned

APP for the State as well as counsel for the Informant.

Petitioners apprehend their arrest in **Andharamath P.S. Case No.53 of 2017** instituted for the offence under Section(s) 341, 323, 379, 354, 504/34 Indian Penal Code.

It is alleged in the written report that on the date of occurrence this petitioner with other accused surrounded the land of the informant and started uprooting the trees. The informant raised objection then these petitioners and other accused gave threatening. When mother, wife and sister-in-law of the informant came to save him, they were also assaulted and their clothes were also torn. It is further alleged that sister-in-law of the informant sustained miscarriage due to assault.



As such, from the written report, it appears that there is land dispute between the parties. There is general and omnibus allegation against the petitioners.

In the facts and circumstances of the case, prayer of the petitioners for grant of anticipatory bail is allowed. In the event of surrender/arrest of the petitioners, named above, within six weeks from today in connection with **Andharamath P.S. Case No.53 of 2017**, they shall be released on anticipatory bail on furnishing bail bond of Rs.10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of the **Additional Chief Judicial Magistrate, II, Jhanjharpur, Madhubani**, subject to the conditions as laid down under Section 438(2) Cr. P. C. with further conditions: (1) bailors should be local having sufficient immovable property within the jurisdiction of the court concerned, (2) petitioners shall cooperate in the trial and shall be present on each and every date fixed by the court and their absence on two consecutive dates without proper and reasonable reason will be liable to cancel their bail bonds and (3) if petitioners tamper with the evidence or the witnesses of the case, in that case, prosecution will be at liberty to move for cancellation of bail of the petitioners.

(Sanjay Priya, J)

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