

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.22326 of 2018

Arising Out of PS.Case No. -126 Year- 2017 Thana -INDUSTRIAL District- BHAGALPUR

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1. Mankar Yadav @ Mankar Prasad Yadav, S/o Nageshwar Yadav,
2. Shiv Kumar Yadav S/o Mankar Yadav @ Mankar Prasad Yadav,
3. Ram Lakhan Yadav S/o Mankar Yadav @ Mankar Prasad Yadav,
All are R/o Vill.- Gopalpur, P.S.- Industrial Area, District- Bhagalpur.

.... Petitioners

Versus

The State of Bihar Opposite Party

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Appearance :

For the Petitioner/s : Mr. Rajive Ranjan Singh, Advocate

For the Opposite Party/s : Mr. Madan Kumar, APP

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CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH

ORAL ORDER

2 27-04-2018 Heard learned counsel for the petitioners and learned
counsel for the State.

The petitioners seek pre-arrest bail in connection
with Industrial Area P.S. Case No. 126 of 2017 registered under
Sections 147, 148, 149, 323, 307, 354A, 447, 504, 506, 327 and
379 of the Indian Penal Code.

As per F.I.R., the petitioners being variously armed
with country-made pistol, iron rod and *lathi* are alleged to have
assaulted several persons. From the impugned order passed by



the learned Sessions Judge, it would be manifest that three of the injured namely, Methun Yadav, Sunaina Devi and Kailash Yadav had sustained grievous injuries.

The contention of the petitioners is that there is land dispute between the parties and a counter case has also been instituted against the members of the prosecution party on the basis of the written report submitted by the petitioner no.1 Mankar Yadav @ Mankar Prasad Yadav.

Considering the nature of allegation made in the first information report, I am not inclined to grant pre-arrest bail to the petitioners. Their application is rejected.

In case the petitioners surrender and seek bail, the same shall be considered on its own merit without being prejudiced in any manner by this order.

(Ashwani Kumar Singh, J.)

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