

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.29056 of 2018

Arising Out of PS. Case No.-97 Year-2018 Thana- AURANGABAD TOWN District-
Aurangabad

1. Kapil Singh @ Kapil Kumar Singh, S/O Gupta Singh.
2. Raju Singh, S/O Sri Awadhesh Singh.
3. Tejendra Kumar Singh @ Tajendra Singh, S/O Shri Prasidh Narayan Singh.
... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Mukesh Kumar Singh
For the Opposite Party/s : Mr. Sri Mustaque Alam

**CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA**

ORAL ORDER

2 10-05-2018 Heard learned counsel for the petitioners and the
learned A.P.P. for the State.

The petitioners apprehend their arrest in connection
with Nagar (Town) P.S. Case No. 97 of 2018, registered under
Sections 147, 148, 149, 337, 323, 435, 436, 427, 307, 332, 333,
353, 153(A), 295(A) and 379 of the Indian Penal Code.

The accusation is that informant being the Officer of
Labour Department was deputed as Magistrate along with
armed forces on 26.03.2018 at Ramesh Chouck, Maharajganj
More, on the festival of Ramnavmi. While procession of
Ramnavmi was moving ahead with customary weapons at about
1.30 P.M., but in the meantime, members of Muslim
Community started pelting stones. Due to that reason stone
pelting started from both sides, vehicles and shops were also put



on fire. At that time, 124 persons including the petitioners were identified by the local people.

Learned counsel for the petitioners submits that it would appear from the F.I.R. that petitioners are said to be the members of procession of Ramnavmi, indulged in stone pelting in course of stone pelting by the Muslim Community and no specific overt act has been attributed against the petitioners. Further submission is that petitioners have no criminal antecedent.

Having regard to the facts and circumstances of the case, let the above named petitioners be released on bail, in the event of their arrest or surrender before the learned Court below within a period of six weeks from today, on furnishing bail bond of Rs. 10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Aurangabad, in connection with Nagar (Town) P.S. Case No. 97 of 2018, subject to the condition as laid down under Section 438(2) of the Cr.P.C.

(Rajendra Kumar Mishra, J)

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