

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.612 of 2018

Arising Out of PS.Case No. -321 Year- 2017 Thana -GOGRI District-KHAGARIA

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1. Manoj Mandal Son of Late Dhanuki Mandal
2. Pramod Mandal Son of Late Shiv Mandal Both Resident of Village-
Mirganj P.S.-Gogari, District-Khagaria

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Bishweshwar Ram

For the Opposite Party/s : Mr. Smt. Anita Kumari Singh

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CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH
ORAL ORDER

2 11-01-2018 Heard learned counsel for the petitioners and learned
counsel for the State.

The petitioners seek pre-arrest bail in connection
with Gogari P.S.Case No. 321 of 2017 registered under Sections
307/34 of the Indian Penal Code and 27 of the Arms Act.

It is submitted by the learned counsel for the
petitioners that no occurrence as alleged ever took place. The
informant has instituted the case on account of the fact that the
brother of the petitioner no.1 had earlier instituted a criminal case
vide Gogari P.S.Case No. 314 of 2017 against the informant. He
submitted that the informant is inimical to the petitioners from
before and just in order to put pressure upon the brother of
petitioner no.1 the instant case has been instituted.



Learned counsel for the State opposed the application for grant of pre-arrest bail of the petitioner. He submitted that there is allegation that the petitioners opened fire but the same did not cause any injury to the informant.

Be that as it may, considering the facts and circumstances of the case, in the event of arrest or surrender before the court below within four weeks from today, the petitioners are directed to be released on bail on furnishing bail bond of Rs.10,000/- (Rupees ten thousand) each with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Khagaria in connection with Gogari P.S.Case No. 321 of 2017, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Ashwani Kumar Singh, J)

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