

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.1384 of 2018

Arising Out of PS.Case No. -166 Year- 2016 Thana -BUNIADGANJ District- GAYA

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1. Md. Mursheed,
2. Md. Golden @ Md. Shamsheer Both Sons of Md. Khursheed.
3. Md. Jameer,
4. Md. Kalim @ Kalim, Both Sons of Md. Salim,
5. Md. Irfan, Son of Md. Ibrahim @ Ibrahim. All residents of Mohalla Head
Manpur, P.S. Buniadganj, District- Gaya. Petitioner/s
Versus
1. The State of Bihar. Opposite Party/s
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Appearance :

For the Petitioner/s : Mr. Hansraj
For the Opposite Party/s : Mr. Smt. Indu Bala Pandey

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

3 15-02-2018 Heard the learned counsel for the petitioners and the
learned A.P.P. for the State.

This is an application for grant of anticipatory bail
in connection with Buniadganj PS case no. 166 of 2016 registered
for the offences punishable under Sections 295, 295A, 153 and
other sections of Indian Penal Code.

The allegation in the present case is that on
13.10.2016, a day on which both the festivals of Muharram and
Navmi had fallen, altercation took place between two communities
resulting in arson and looting from both the sides and thereafter,
three FIRs are said to have been filed i.e. the present one, one
filed by the police and one by the other section of the
community. The petitioners are said to be the members of the



mob.

The learned counsel for the petitioners submits that as far as the petitioners herein are concerned, they are not the persons named in the FIR filed by the police, hence their complicity is doubtful. It is further submitted that general and omnibus allegations are leveled against the petitioners. It is next submitted that the petitioners are having clean antecedents.

Having regards to the facts and circumstances of the case, I deem it fit and appropriate to admit the petitioners to the privilege of anticipatory bail. Accordingly, the abovenamed petitioners, in the event of their arrest or surrender before the court below within a period of six weeks from the date of receipt/ production of a copy of this order, are directed to be released on anticipatory bail on furnishing bail bond of Rs. 10,000/- (Rs. Ten thousand) each with two sureties of the like amount each to the satisfaction of S.D.J.M., Gaya in connection with Buniadganj PS case no. 166 of 2016 subject to the conditions as laid down under Section 438(2) of Code of Criminal Procedure.

(Mohit Kumar Shah, J)

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