

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.65713 of 2018

Arising Out of PS. Case No.-267 Year-2017 Thana- BHAGWAN BAZAR District- Saran

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1. Kameshwar Rai Son of Dina Rai
 2. Mithun Kumar Son of late Ramnath Rai Both are resident of Village- Behind Sadar Hospital, Chapra, Police Station- Bhagwan Bazar, District- Saran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr Vijay Kumar Srivastva

For the Opposite Party/s : Mr Chaubey Jawahar

CORAM: HONOURABLE MR JUSTICE MADHURESH PRASAD

ORAL ORDER

2 14-12-2018 Heard learned counsel for the petitioners and the learned APP for the State.

Petitioner apprehends arrest in Bhagwan Bazar Police Station Case No 267 of 2017 registered under Sections 147, 148, 149, 341, 323, 332, 333, 307, 353, 436, 427, 504, 115 of Indian Penal Code.

The prosecution case alleges participation of 300 to 400 villagers in the occurrence. It is submitted by the learned counsel for the petitioners that the family members of deceased Guddu Ray were demanding fair trial but the police, to subvert the legitimate demand of the mob, opened fire. Petitioners' counsel submits that the petitioners have no connection with the



occurrence and that they have falsely been implicated in this case on the basis of vague and omnibus allegations.

Considering the aforesaid submissions, prayer for anticipatory bail is allowed. In the event of their arrest or surrender before the Court below within four weeks from today, the petitioners above named shall be released on bail on each of them furnishing bonds of Rs 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of Assistant Chief Judicial Magistrate I, Saran at Chapra in Bhagwan Bazar Police Station Case No 267 of 2017 subject to all conditions as laid down in Section 438 (2) of Criminal Procedure Code.

(Madhuresh Prasad, J)

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