

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.60645 of 2018

Arising Out of PS.Case No. -16 Year- 2018 Thana -SIMRI District- DARBHANGA

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1. Md. Anzar Khan, S/o Md. Husain Khan,
 2. Md. Ilyas Khan S/o Md. Idris Khan,
 3. Mehtab Khan @ Md. Mehatab Khan,
 4. Gaush Khan @ Md. Gaush Khan, Both Sons of Isha Khan,
 5. Md. Iftekhar Khan @ Iftekhar Khan S/o Md. Gaffor Khan,
 6. Aale Nabi Khan S/o Md. Nasir Khan, All Residents of Vill.- Gaura, P.S.-
 Simri, District- Darbhanga.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Md. Shahnawaz Ali

For the Opposite Party/s : Mr. Shailendra Kumar -2

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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
 ORAL ORDER

02/ 08.10.2018 Heard learned counsel for the petitioners as well as
 learned Addl. Public Prosecutor for the State.

Petitioners apprehend their arrest in connection
 with Simri P. S. case no. 16/2018 registered under sections
 147, 148, 149, 151, 153A, 160, 290, 296, 353, 341, 342,
 323, 427 and 504 of the IPC.

Petitioners are said to have obstructed a Barat party
 and created communal nuisance and also damaged vehicle
 and other articles.

Submission on behalf of the petitioners is that
 present case was lodged by local chaukidar and brother of



the present informant lodged Simri P. S. case no. 17/2018 for the same occurrence and in the aforesaid Simri P. S. case no. 17/2018, petitioners have already been granted privilege of anticipatory bail by a coordinate bench of this court vide order dated 6.9.2018 passed in Criminal Appeal (SJ). No. 3073/2018 which is evident from perusal of annexure 2 to this petition.

Considering the aforesaid facts and circumstances as well as submissions of the parties and also taking note of the fact that no specific overt-act has been attributed against these petitioners, in the event of arrest/ surrender within six weeks from the date of receipt of this order to the concerned court, let the above named petitioners be released on bail on furnishing bail bonds of Rs 10,000/- each with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Darbhanga in Simri P. S. case no. 16/2018 subject to condition as laid down under section 438(2) of the Cr.P.C.

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(Hemant Kumar Srivastava,J)

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