

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.15000 of 2018

Arising Out of PS.Case No. -427 Year- 2017 Thana -PATNA CITY CHOWK District- PATNA

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1. Kum Kum Devi, W/o Sri Santosh Kumar,
2. Santosh Kumar S/o Late Lakshman Prasad, Both R/o Nehru Tola, Jharna
Kal, P.S. - Chowk, District- Patna. Petitioner/s

Versus

1. The State of Bihar Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Raj Shekhar

For the Opposite Party/s Sri Shailendra Kumar -2

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CORAM: HONOURABLE MR. JUSTICE SANJAY KUMAR
ORAL ORDER

2 06-04-2018 Heard learned counsel for the petitioners and learned
Additional Public Prosecutor for the State.

The petitioners apprehend arrest in connection with
Chowk Police Station Case No. 427 of 2017 registered for the
offences punishable under sections 354 (B), 447, 448, 341, 323,
379, 504, 506/34 of the Indian Penal Code.

It has been submitted that the informant and
petitioners are descendants of common ancestor and there is land
dispute with respect to their ancestral property as both are residing
in the house situating side by side. For land dispute, occurrence
took place, for which the petitioner no. 2 filed Chowk P.S. Case
No. 432 of 2017. The allegation of snatching golden chain and
assault is omnibus against these petitioners. In the said occurrence,
the mother of petitioner no. 1 sustained injury and she was



admitted to hospital. After institution of case from the side of the petitioners, the present case has been lodged with false and frivolous allegation.

Considering the nature of allegation, facts and circumstances of the case, the prayer of anticipatory bail is allowed and the petitioners above named, in the event of arrest or surrender before the court below within a period of six weeks, be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the Additional Chief Judicial Magistrate-II, Patna City in connection with Chowk Police Station Case No. 427 of 2017, subject to the condition as laid down under section 438 (2) of the Criminal Procedure Code. Further condition that (1) one of the bailors of the petitioners shall be a local person having sufficient immovable property within the jurisdiction of the concerned Court. (2) The petitioners will not induce any witness or tamper with the evidence. (3) The petitioners shall cooperate in the disposal of trial and make themselves available as and when required by the court.

(Sanjay Kumar, J)

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