

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.69048 of 2018

Arising Out of PS. Case No.-372 Year-2018 Thana- SHERGHATI District- Gaya

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1. Vinod Yadav @ Binod Yadav.
 2. Ramdhani Yadav. Both sons of Chandar Yadav, Resident of Village-Achehwan,P.S. Dobhi,Distti.-Gaya.

... .. Petitioners

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioners : Mr. Shivendra Prasad, Advocate.
For the Opposite Party : Mr. Ashok Kumar Singh, A.P.P.

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 30-11-2018 Heard learned counsel for the petitioners and learned
A.P.P. for the State.

The petitioners are apprehending their arrest in a case for the offence registered under Sections 147, 149, 341, 323, 324, 307 and 504 of the IPC.

The prosecution story, in brief, is that on 29.06.2018 at about 7.30 A.M., petitioners and other accused entered into the house of the informant and abused her father and demanded partition of the house. Petitioner no. 1 Vinod Yadav assaulted informant's father with *Farsa* on his head and petitioner no. 2 Ramdhani Yadav assaulted the informant's grand-father and she has also been assaulted by the accused persons.

It has been submitted by learned counsel for the petitioners that the petitioners have got no criminal antecedent.



The petitioners have falsely been implicated in the present case. There is no allegation of tampering with the witnesses alleged against the petitioners. It is case and counter case between the parties. Free fight is alleged to have taken place between the parties due to land dispute. Injury on the accused side has not been explained by the prosecution. The prosecution has not come with clean hands.

On behalf of the learned counsel for the State, it has been submitted that the petitioners are named in the F.I.R.

Considering the aforesaid facts and circumstances, let the petitioners above named, in the event of arrest or surrender before the learned court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (Ten Thousand) each with two sureties of the like amount each to the satisfaction of the learned A.C.J.M. Sherghati (Gaya), in connection with Sherghati (Dobhi) P.S. Case No. 372 of 2018, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

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