

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.12901 of 2019

Arising Out of PS. Case No.-147 Year-2018 Thana- TEKARI District- Gaya

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1. Ranjan Kumar, Son of Late Ramashish Yadav, Resident of Village- Chitaukhar, P.S.- Tekari (Mau O.P.), District- Gaya.
 2. Kis Yadav, Son of Shiv Yadav, Resident of Village- Kamalpur, P.S.- Tekari (Mau O.P.), District- Gaya.

... .. Petitioner/s

Versus

THE STATE OF BIHAR Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Manoj Kumar Singh
For the Opposite Party/s : Mr.Shailendra Kumar

CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 05-03-2019 Heard learned counsels for the petitioners and the State.

The petitioners are apprehending their arrest in connection with Tekari (Mau O.P.) P.S. Case No.147 of 2018 registered for the offences punishable under Sections 147, 148, 149, 323, 341, 342, 353, 307, 379, 186, 504, 506 of the Indian Penal Code.

Prosecution case as per the written report of Block Panchayat Officer, Tikari submitted to S.H.O. Mau (O.P.) Tekari is to the effect that on 10.05.2018, one Mahesh Yadav received injuries in road accident and subsequently succumbed to the injuries. It is alleged that in protest of the death of the victim resulting into huge traffic, 25 FIR named accused persons including the petitioners blocked the road. Thereafter, when the informant reached on the spot to remove the traffic, he was being abused by all the FIR named accused persons including the petitioners.



It is submitted by learned counsel for the petitioners in fact the mob was protesting against inaction of the police and hence, in order to save his own skin, the present case has been lodged by the informant. For the occurrence of 10.05.2018. It is further submitted that there is no medical report to suggest that the petitioners were involved in the said offence. There is no specific accusation against the petitioners. Statement has been made in paragraph no.3 of the bail application that the petitioners are not any criminal antecedent.

Considering the fact that the accusation being levelled against mob, however, specific allegation against the petitioner No.1 not being corroborated, the petitioners, above named, be released on anticipatory bail in the event of their arrest or surrender before the Court below within a period of four weeks from the date of receipt of this order, on furnishing bail bond 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.-VI, Gaya in connection with Tekari (Mau O.P.) P.S. Case No.147 of 2018.

(Dinesh Kumar Singh, J)

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