

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.18298 of 2019

Arising Out of PS. Case No.-39 Year-2018 Thana- KATRAHA District- Vaishali

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1. Kundan Kumar @ Kundan Kumar Sah @ Kundan Sah,
 2. Chandan Kumar @ Chandan Kumar Sah @ Chandan Sah
Both Sons of Late Julum Sah, Resident of Village-Patepur, P.S-Kartaha,
District-Vaishali.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mrs.Rina Sinha

For the Opposite Party/s : None

CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER

2 04-04-2019 Heard learned counsel for the petitioners. No one
appears for the State.

Petitioners are seeking anticipatory bail in connection with
Kartaha P.S. Case No. 39 of 2018 registered for the offences
punishable under Sections 333, 337, 338, 353, 504 and 506/34 of the
Indian Penal Code.

As per the prosecution case, the allegation against the
petitioners is that when the police party raided the house of the
petitioners for recovery of looted money on the statement of their
brother Raj Kumar Sah, they have obstructed in discharge of official
duty and have also assaulted the police party by pelting bricks and
stones.

Learned counsel for the petitioner submits that the
petitioners have been implicated in this case only because they had



protested against indecent behaviour of the police force with their mother. It is submitted that the petitioners have no concern with the alleged occurrence and they have no criminal antecedent.

Considering the facts and circumstances wherein it is the submission of the petitioners that they have been implicated in this case only because they had protested against the indecent behaviour of the police force with their mother Ahilya Devi and further that these petitioners have no concern with the alleged occurrence as they are living separately from their brother Raj Kumar Sah and that they have no criminal antecedent, in case of arrest or surrender of the petitioners within a period of four weeks from today, the abovenamed petitioners shall be enlarged on bail on furnishing bail bond of Rs.15,000/- (rupees fifteen thousand) each with two sureties of the like amount each to the satisfaction of the learned A.C.J.M.-V, Vaishali at Hajipur in connection with Kartaha P.S. Case No. 39 of 2018, subject to the condition prescribed under Section 438(2) of the Cr.P.C.

(Rajeev Ranjan Prasad, J)

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