

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.20546 of 2019

Arising Out of PS. Case No.-152 Year-2018 Thana- FATEHPUR District- Gaya

1. Sanjay Rajbanshi, Son of Prayag Rajbanshi, Resident of village- Nagawan, P.S.- Fatehpur, District- Gaya.
2. Pramod Rajbanshi, Son of Prayag Rajbanshi, Resident of village- Nagawan, P.S.- Fatehpur, District- Gaya.
3. Mithilesh Rajbanshi, son of Prayag Rajbanshi, Resident of village- Nagawan, P.S.- Fatehpur, District- Gaya.
4. Naresh Rajbanshi, Son of Baleshwar Rajbanshi, Resident of village- Nagawan, P.S.- Fatehpur, District- Gaya.
5. Purushottam Kumar, Son of Naresh Rajbanshi, Resident of village- Nagawan, P.S.- Fatehpur, District- Gaya.
6. Mohit Kumar, Son of Naresh Rajbanshi, Resident of village- Nagawan, P.S.- Fatehpur, District- Gaya.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ajay Kumar Sinha, Advocate
For the Opposite Party/s : Mr. Rajiv Nayan, APP

CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

5 16-07-2019 This is an application for grant of anticipatory bail in connection with Fatehpur P.S. Case No. 152 of 2018, disclosing offences under Sections 341, 323, 307, 379, 447, 504, 34 of IPC.

Allegation against the petitioner no.1 is of assault by lathi to the informant, against petitioners no. 2 & 3 of assault by rod to the informant, causing injury and there is no specific allegation against the petitioners no. 4, 5 and 6.

Submission of the learned counsel for the petitioners



is that there is case and counter case between the parties and though the opinion of some injuries were kept reserved for X-ray, which has not come up till now. On perusal of the record, a letter of S.S.P. Gaya, from which it appears that the injured had not appeared in the hospital for further examination and as such, supplementary injury report is not available.

Heard learned A.P.P. also.

Having heard both sides, considering the above submission, this application is allowed. Let the petitioner, above named, in the event of his arrest or surrender before the court below within six weeks, be released on bail on furnishing bail bond of Rs.25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount to the satisfaction of learned A.C.J.M.-X, Gaya, in connection with Fatehpur P.S. Case No. 152 of 2018, subject to the condition laid down under Section 438(2) of the Code of Criminal Procedure.

(Vinod Kumar Sinha, J)

Sunil Shukla/-

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