

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.23636 of 2019**

Arising Out of PS. Case No.-202 Year-2017 Thana- UCHKAGAON District- Gopalganj

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1. Jawalasingh Son of Late Hridya Singh
  2. RajendraKushwaha Son of Banka Kushwaha
  3. Lawkesh Prasad Son of Vijaymal Mahto
  4. Manoj Singh Son of Bhor Singh
- All are residents of Village and Post - Dahibhata, P.S.- Uchankagaon, Distt - Gopalganj.

... .. Petitioner/s

Versus

The State of Bihar Through Inspector of Police Gopalganj, Bihar

... .. Opposite Party/s

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**Appearance :**

|                          |   |                                    |
|--------------------------|---|------------------------------------|
| For the Petitioner/s     | : | Mr. Sumit Shekhar Pandey, Advocate |
|                          |   | Mr. Brij Bihari Tiwari, Advocate   |
| For the Opposite Party/s | : | Mr. Mukeshwar Dayal, Advocate      |

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**CORAM: HONOURABLE MR. JUSTICE SHIVAJI PANDEY**

ORAL ORDER

2      12-04-2019                      Heard learned counsel for the petitioners and  
  
learned counsel for the State.

In this case, the petitioners are seeking anticipatory  
  
bail in connection with Uchankagaon P.S. Case No.202 of 2017,  
  
registered for the offence punishable under Sections 147, 148,  
  
149, 188, 294, 353 and 504 of the Indian Penal Code and  
  
Section 9 of Loudspeaker Act.

Allegation has been made that on 02.10.2017 at  
  
about 05:00 PM, the members of Puja Samiti changed the root  
  
during Durga Puja procession through the Masjid disobeying the  
  
root chart provided by the administration, however, learned



counsel for the petitioners submits that there is no specific allegation of overt act against the petitioners.

Looking to the entire facts and circumstances of the case, let the petitioners, above-named, be released on anticipatory bail in the event of their arrest or surrender before the learned Court below within a period of six weeks from today, on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand Only) each with two sureties of the like amount each to the satisfaction of the Additional Chief Judicial Magistrate IX, Gopalganj, in connection with Uchankagaon P.S. Case No.202 of 2017, subject to the condition as laid down under Section 438(2) of the Code of Criminal Procedure with a further condition that whenever the police will call the petitioners for the purposes of investigation and interrogation, they will remain present for the investigation. In the event of being absent on two consecutive dates without reasonable explanation, the present order will be treated to have been cancelled.

**(Shivaji Pandey, J)**

V.K.Pandey/  
S. Katyayan/-

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