

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.26849 of 2019**

Arising Out of PS. Case No.-480 Year-2018 Thana- MOTIHARI MUFASIL District- East
Champaran

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1. RAMPUKAR DAS Son of Late Kodai Das Resident of Village - Basatpur, P.S.- Muffasil, Distt - East Champaran.
 2. Nawal Kishore Son of Late Dhanai Das Resident of Village - Basatpur, P.S.- Muffasil, Distt - East Champaran.
 3. Ramakant Das Son of Late Dhanai Das Resident of Village - Basatpur, P.S.- Muffasil, Distt - East Champaran.
 4. Sunil Das Son of Late Dhorai Das Resident of Village - Basatpur, P.S.- Muffasil, Distt - East Champaran.
 5. Nagina Das Son of Ramadhar Das Resident of Village - Basatpur, P.S.- Muffasil, Distt - East Champaran.
 6. Ramadhar Das Son of Late Kodai Das Resident of Village - Basatpur, P.S.- Muffasil, Distt - East Champaran.
 7. Nathuni Das Son of Late Sukhdeo Das Resident of Village - Basatpur, P.S.- Muffasil, Distt - East Champaran.

... .. Petitioners

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioners : Mrs. Rashmi Jha
For the Opposite Party/s : Dr. Indihar Kumari, APP

**CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI SHARAN
SINGH**

ORAL ORDER

2 24-04-2019 Heard learned counsel for the parties.

This application for anticipatory bail arises out of Mufassil P.S. Case No. 480 of 2018 for the offence punishable under Sections 147, 148, 149, 323, 307, 379, 504 and 506 of the Indian Penal Code and Section 3/4 of Dayen Act.

Learned counsel appearing on behalf of the



petitioners has submitted that the informant and the persons named in the First Information Report are agnates and because of the land dispute, the prosecution story has been concocted. It has also been argued that there is specific allegation against Ramchandra Das, co-accused. So far as these petitioners are concerned, there is no specific allegation of assault. The injury, according to learned counsel appearing on behalf of the petitioners, has been found to be simple in nature.

Considering the above submission, this application is allowed.

Let the petitioners above named, in the event of their arrest/surrender within six weeks from today in the Court below, be released on bail 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 C.J.M., Motihari, District-East Champaran, in Mufassil P.S. Case No. 480 of 2018, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

This is subject to the condition that the petitioners shall present themselves before the Police/Court, as the case may be, as and when required and in the event of failure on their part to appear before the Court on two consecutive occasions,



their bail bonds shall be liable to be cancelled.

(Chakradhari Sharan Singh, J)

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