

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.31014 of 2019

Arising Out of PS. Case No.-11 Year-2019 Thana- IMAMGANJ District- Gaya

1. RAMRAJ YADAV @ PUNJABI Son of Bharat Yadav Resident of Village - Bishrampur Tola Fatehpur, P.S.- Imamganj, District- Gaya
2. Pawan Yadav Son of Bharat Yadav Resident of Village - Bishrampur Tola Fatehpur, P.S.- Imamganj, District- Gaya
3. Amar Yadav Son of Bharat Yadav Resident of Village - Bishrampur Tola Fatehpur, P.S.- Imamganj, District- Gaya
4. Dwarika Yadav Son of Sami Yadav Resident of Village - Bishrampur Tola Fatehpur, P.S.- Imamganj, District- Gaya

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.S. Jamil Akhtar

For the Opposite Party/s : Mr.Sunil Kumar Pandey

CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

5 20-09-2019 In view of submission of learned counsel for the petitioners that petitioner No.4 Dwarika Yadav has been arrested during the pendency of this application, this application stands dismissed as withdrawn with respect to petitioner No.4.

Petitioners seek bail in anticipation of their arrest in connection with Imamganj P.S. Case No. 11 of 2019 registered for the offences punishable under Sections 147, 148, 149, 323, 324, 325, 307, 504 and 506 of the Indian Penal Code.

Allegation against rest of the petitioners is that they assaulted the husband of the informant, causing injury to him.



Submission of learned counsel for the petitioners is that there is land dispute between the parties for which a title suit is going on and no specific allegation has been attributed against them. On the other hand, learned counsel for the informant has opposed the prayer on the ground that petitioner No.1 has criminal antecedents but the material fact has been suppressed and he has been shown to be involved only in one case. Further submission is that injury is found to be grievous in nature on the person of injured. However, he has admitted that injuries are on the hands and legs.

Heard learned APP also.

In view of above facts and circumstances, let petitioner Nos. 2 and 3, in the event of arrest or surrender, be released on bail on furnishing bail bonds of Rs.25,000/- (Rupees twenty five thousand) each with two sureties of the like amount each to the satisfaction of Sri Gorakhnath Dubey, Judicial Magistrate, 1st Class, Sherghati, Gaya, in connection with Imamganj P.S. Case No. 11 of 2019, subject to the conditions as laid down under Section 438(2) of the Cr.P.C. and further condition is that one of the bailors of the petitioners shall be a local person having sufficient immovable property within the jurisdiction of the court concerned.



So far petitioner No.1 is concerned, in view of suppression of material fact, I am not inclined to grant him the privilege of anticipatory bail.

With the above observation, this application is disposed of.

(Vinod Kumar Sinha, J)

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