

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.34321 of 2019

Arising Out of PS. Case No.-280 Year-2018 Thana- SAMASTIPUR MUFFASIL District-
Samastipur

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1. RAJ KUMAR PASAWAN Son of Parikshan Pasawan Resident of Village-
Silout, P.S.- Samastipur Muffasil, District- Samastipur.
 2. Sri Ram Pasawan @ Sri Ram Pawan Son of Parikshan Pasawan Resident of
Village- Silout, P.S.- Samastipur Muffasil, District- Samastipur.
 3. Parikshan Pasawan Son of Late Tilesawar Pasawan Resident of Village-
Silout, P.S.- Samastipur Muffasil, District- Samastipur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Kamlesh Kumar Pathak
For the Opposite Party/s : Mr.Indra Kumar Singh

CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 19-08-2019 This application, for grant of anticipatory bail, arises out of
Samastipur (Muffasil) P.S. Case No. 280/18, disclosing offences
under Sections 341, 323, 307, 354(B), 379, 504, 506/34 of the Indian
Penal Code.

Allegation as per F.I.R. is that petitioner nos. 1 and 2 came
at the door of informant in drunken condition and abused him and
when informant objected, they dragged him to road and started
assaulting him with rod and lathi. In the meantime, the mother of
informant came to save him, then petitioner no. 3 assaulted his
mother and snatched golden chain from he neck and also dragged her
by pulling her saree and the reason behind the occurrence is that one
Rajaram Paswan teased the sister of informant 2-3 days before the



occurrence and the informant complained about the same and due to which this occurrence has taken place.

Submission of learned counsel for the petitioners is that they have falsely been implicated in this case and no such occurrence in the manner as alleged in the F.I.R. has ever taken place, which will appear from the fact that although the informant alleged that he was assaulted by petitioner nos. 1 and 2 and petitioner no. 3 assaulted his mother but injuries were found simple in nature.

Heard learned A.P.P. also.

Having heard both sides, in view of the above facts, this application is allowed. Let the petitioners, above named, in the event of their 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) each with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate -V, Samastipur, in connection with Samastipur (Muffasil) P.S. Case No. 280/18, subject to the condition laid down under Section 438 (2) of the Code of Criminal Procedure.

(Vinod Kumar Sinha, J)

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