

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.36885 of 2019

Arising Out of PS. Case No.-20 Year-2019 Thana- NARAINPUR District- Bhojpur

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1. MAHENDRA SINGH Son of Ram Nath Singh Resident of Village - Baruna, P.S.- Naryanpur, District- Bhojpur
 2. Kamlesh Singh Son of Ram Nath Singh Resident of Village - Baruna, P.S.- Naryanpur, District- Bhojpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Md. Ataul Haque
For the Opposite Party/s : Mr.Rajendra Nath Jha

CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI SHARAN SINGH

ORAL ORDER

2 17-06-2019 Learned counsel for the petitioners states that

petitioner no.2 has been arrested during the pendency of

the application.

This application to the extent it relates to

petitioner no.2 is dismissed as having become

infructuous.

Heard.

Petitioner no.1 seeks anticipatory bail in

connection with Naryanpur P.S. Case No. 20 of 2019,

registered under Sections 147, 149, 341, 323, 354 and

379 of the Indian Penal Code.

It appears from the FIR itself that the

petitioner and informant come from the same family. It is



evident from the FIR that there is some dispute over partition between them, leading to some occurrence and lodging of the FIR.

Learned counsel, appearing on behalf of the petitioner, has submitted that the present FIR has been registered on 24.03.2019 in respect of an occurrence, which is staid to have taken place on 20.03.2019. Prior to that, the co-accused (petitioner no.2) had already got an FIR registered on 19.03.2019.

Considering the genesis of occurrence, this application is allowed. Let petitioner no.1, above named, in the event of his arrest/surrender within six weeks from today in the court below, be released on bail on furnishing bail bonds of Rs.10,000/- (ten thousand) with two sureties of the like amount each, to the satisfaction of the learned CJM, Ara in connection with Naryanpur P.S. Case No. 20 of 2019, subject to the condition as laid down under Section 438 (2) of the Code of Criminal Procedure.

This is subject to the condition that the petitioner shall present himself before the Police/Court, as the case may be, as and when required and in the



event of failure on his part to appear before the court on
two consecutive occasions, his bail bonds shall be liable
to be cancelled.

(Chakradhari Sharan Singh, J)

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