

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL APPEAL (SJ) No.2714 of 2019

Arising Out of PS. Case No.-69 Year-2015 Thana- MOHAMMADPUR District- Gopalganj

1. VISHWA MITRA MISHRA, aged about 32 years, Son of Surendra Mishra
2. Akhileshwar Mishra, age about 35 years, Son of Surendra Mishra
3. Surendra Mishra, aged about 62 years, Son of Late Ramjeet Mishra, all Resident of Village - Kushar, P.S.- Mahamadpur, Dist.- Gopalganj

... .. Appellants

Versus

The State of Bihar

... .. Respondents

Appearance :

For the Appellant/s : Mr. Jitendra Kumar Singh
For the Respondent/s : Mr. Zeyaul Hoda

CORAM: HONOURABLE MR. JUSTICE ADITYA KUMAR TRIVEDI
ORAL ORDER

5 24-09-2019 Heard learned counsel for the appellants as well as learned A.P.P.

Though, the appellants, namely, Akhileshwar Mishra, Surendra Mishra and Vishwa Mitra Mishra have been let off giving privilege under section 4(1) of the Probation of Offenders Act instead of having any kind of substantial sentence against them for the offences punishable under sections 341, 323, 324, 504/34 I.P.C., whereunder they all have been found guilty by the Addl. Sessions Judge 8th, Gopalganj in S.Tr.No. 590/2016, seek indulgence of the Court on the score that the execution of bond in accordance with Section 4(1) of the Probation of Offenders Act should not be considered a disqualification in terms of



Section 12 of the Probation of Offenders Act which is acceded in the terms and conditions so enumerated under section 12 of the Probation of Offenders Act. In terms thereof, the instant Memo of Appeal is disposed of.

(Aditya Kumar Trivedi, J)

Surendra/-

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