

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.53169 of 2019

Arising Out of PS. Case No.-77 Year-2019 Thana- DHANSOI District- Buxar

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1. Bachcha Muni Ram Son of Ramnarayan Ram
 2. Shiv Shankar Ram Son of Ram Darsh Ram
 3. Shivjee Kumar @ Shivjee Ram Son of Ram Darsh Ram
 4. Sonamati Devi Wife of Bachcha Muni Ram
 5. Ram Darsh Ram Son of Dukhi Ram
 6. Jokhan Ram Son of Ishwar Dayal Ram

All are resident of Village - Amarpur, P.S.- Dhansoi, District- Buxar

... .. Petitioners

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr. Arun Kumar Gupta

For the Opposite Party/s : Mr. Ram Anurag Singh

**CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA**

ORAL ORDER

4 20-11-2019 Heard learned counsel for the petitioners, learned
counsel for the informant as well as learned Additional Public
Prosecutor for the State.

Petitioners apprehend their arrest in connection with
Dhansoi P.S. Case No. 77 of 2019 registered for the offences
punishable under Sections 147, 148, 149, 341, 323, 506, 448,
307, 325 of the Indian Penal Code.

The informant claims that petitioners and others
assaulted him as well as his family members by means of deadly
weapons as a result whereof, he as well as others sustained



injury.

However, learned counsel appearing for the petitioners submits that both parties lodged cases against each others and in the case lodged by the petitioners, the prosecution party of this case has already been granted privilege of anticipatory bail by a co-ordinate Bench of this court vide order dated 26.08.2019 passed in Cr. Misc. No. 53195 of 2019. He further submits that moreover, one co-accused, having more or less similar allegation, has also been granted privilege of anticipatory bail vide order dated 17.10.2019 passed in Cr. Misc. No. 62954 of 2019. It is further submitted that impugned order reveals that injured of this case sustained simple injury.

On the other hand, learned counsel appearing for the informant opposed the prayer submitting that photostat copy of injury reports are available on the case diary but nature of injury is not clear from perusal of aforesaid injury reports.

Considering the aforesaid facts and circumstances as well as submissions of the parties, particularly, keeping in mind that the learned trial court has observed in the impugned order that injureds sustained simple injury and one co-accused having similar allegation has already been granted privilege of anticipatory bail, this anticipatory bail petition is allowed and it



is ordered that petitioners, in the event of their arrest/ surrender within four weeks from the date of receipt of this order to the court concerned, shall be released on bail on furnishing bail bonds of Rs 10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Buxar in Dhansoi P.S. Case No. 77 of 2019, subject to conditions as laid down under Section 438(2) of the Cr.P.C.

(Hemant Kumar Srivastava, J)

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