

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.53889 of 2019

Arising Out of PS. Case No.-422 Year-2018 Thana- MAKHDUMPUR District- Jehanabad

MITHLESH YADAV Son of Late Rampati Yadav Resident of Village-
Samochak, P.S.- Makhdumpur in the district of Jehanabad.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sunil Kumar

For the Opposite Party/s : Mr.Dinesh Singh

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

2 28-08-2019 The petitioner apprehends his arrest in connection with

Makhdumpur P.S.Case No. 422 of 2018 registered under

Sections 147,148,149,307,323,379 and 506 of the Indian Penal

Code.

Allegation against the petitioner, as per FIR, is that

petitioner along with other accused persons entered into the

house of the informant and assaulted him with *Khanti, Lathi,*

Danda and rod.

Learned counsel for the petitioner submits that petitioner

has falsely been implicated in this case and general and omnibus

allegation has been levelled against him and others. He submits

that there is case and counter case in between the parties

inasmuch as Makhdumpur P.S.Case No. 423 of 2018 has been

registered by the side of the petitioner and both parties are co-

villagers as well as agnate. Learned counsel, relying upon



Cr.Misc. No. 25707 of 2019, submits that similarly situated co-accused persons have been granted anticipatory bail and the informant has received simple injury except one grievous near ankle which is on non-vital part of the body.

After having heard learned counsel for the parties and taking into consideration the fact that both parties are agnate and there is case and counter case in between the parties and further similarly situated accused persons have been granted anticipatory bail as such I am inclined to grant anticipatory bail to the petitioner. Let the petitioner, abovenamed, in the event of arrest or surrender before the court below within a period of four weeks from the date of receipt of a copy of this order, be released on bail upon furnishing bail bond of Rs. 10,000/- with two sureties of the like amount each to the satisfaction of the learned SDJM, Jehanabad in connection with Makhdumpur P.S.Case No. 422 of 2018; subject to condition as laid down under Section 438(2) of the Code of Criminal Procedure.

(Anil Kumar Sinha, J)

sujit/-

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