

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.1225 of 2019

Arising Out of PS. Case No.-300 Year-2018 Thana- TURKAULIYA District- East
Champaran

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1. Dilip Kumar Yadav
 2. Bhushan Rai,
 3. Shailendra Kumar, All sons of Chandrika Prasad, All residents of Village-
Jaisinghpur Karmawa, P,S- Turkauliay, District-East Champaran.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Umesh Chandra Verma

For the Opposite Party/s : Mr. Nirmal Kumar Sinha

CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 18-01-2019 This is an application for grant of anticipatory bail in

connection with Turkauliya P.S. Case No. 300 of 2018,

disclosing offences under Sections 341, 323, 325, 307, 379, 504,

34 of the Indian Penal Code and Section 27 of the Arms Act.

Allegation against petitioner no.1 is of assault by the
Butt of pistol to the informant and there is also allegation of
assault against petitioner nos. 2 & 3 with lathi and fatta. It
further appears that petitioner no.1 is accused in two other cases
of Section 307.

Submission of learned counsel for the petitioners is
that the petitioners and informant are neighbours and there is a
dispute with respect to passage (Rasta) and due to that they
falsely been implicated in this case.



Heard learned A.P.P. also.

Having heard both sides, considering the above submission and criminal antecedent, so far petitioner no.1 is concerned, I am not inclined to grant anticipatory bail to him, rather he should surrender and make prayer for regular bail, which will be considered on its own merit.

So far petitioner nos.2 & 3 are concerned, this application is allowed. Let the petitioner nos.2 & 3, 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 Chief Judicial Magistrate, Motihari, East Champaran, in connection with Turkauliya P.S. Case No. 300 of 2018, subject to the condition laid down under Section 438(2) of the Code of Criminal Procedure.

With the above observation, this application is disposed of.

(Vinod Kumar Sinha, J)

Amjad/-

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