

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.70805 of 2019

Arising Out of PS. Case No.-198 Year-2019 Thana- KHIJARSARAI District- Gaya

1. RAM PRAVESH YADAV Son of Late Budhan Yadav Resident of Village- Surju Bigha, P.S.- Khizersarai, District- Gaya
2. Ramashish Yadav Son of Late Budhan Yadav Resident of Village- Surju Bigha, P.S.- Khizersarai, District- Gaya
3. Ramashray Yadav Son of Late Budhan Yadav Resident of Village- Surju Bigha, P.S.- Khizersarai, District- Gaya
4. Gajendra Kumar Son of Ram Pravesh Yadav Resident of Village- Surju Bigha, P.S.- Khizersarai, District- Gaya
5. Anuj Yadav Son of Ramashish Yadav Resident of Village- Surju Bigha, P.S.- Khizersarai, District- Gaya
6. Sahil Kumar Son of Late Arbind Yadav Resident of Village- Surju Bigha, P.S.- Khizersarai, District- Gaya

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Shailesh Kumar

For the Opposite Party/s : Mr. Awadhesh Kumar Singh

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH

ORAL ORDER

2 27-11-2019 Heard learned counsel for the petitioners and learned APP for the State.

The petitioners are apprehending their arrest in a case registered under Sections 341, 323, 308, 504/34 of the Indian Penal Code.

The prosecution case in short, is that while the informant's wife was doing household work, them accused persons came there and started abusing his wife. Thereafter, the informant rushed towards the place and prevented the accused persons to do so and in consequence



of that, the accused persons started beating him as a result of which, he sustained injuries.

It has been submitted on behalf of the petitioners that there is no allegation of tampering of witnesses alleged against the petitioners. The petitioners have been falsely implicated in the present case. Free fight is alleged to have taken place between the parties. The injury on the side of the accused has not been explained by the prosecution. The prosecution has not come with clean hands.

On behalf of the State, it is submitted that the petitioners are named in the Complaint Case/F.I.R.

Considering the aforesaid facts and circumstances, let the petitioners, above named, in the event of arrest/surrender before the learned court below within a period of six weeks from today, be released on anticipatory 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, Gaya in connection with Khizersarai P.S. Case No. 198 of 2019, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

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