

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.82386 of 2019

Arising Out of PS. Case No.-171 Year-2019 Thana- ATHMALGOLA District- Patna

1. DHARO RAI Son of Late Nago Rai Resident of Village- Daulatpur, P.S.- Athmalgola, District- Patna.
2. Santosh Paswan Son of Rajendra Paswan Resident of Village- Daulatpur, P.S.- Athmalgola, District- Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Manoj Kumar Pandey

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

CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 12-12-2019 Heard the learned counsel for the petitioners and
the learned A.P.P. for the State.

This is an application for grant of anticipatory bail
in connection with Athamalgola PS case no. 171 of 2019
registered for the offences punishable under Section 307 and
other sections of IPC.

The allegation is regarding the accused persons
having assaulted the informant and specific allegation is upon
the co-accused Lakshman Paswan of having inflicted a sword
blow on the shoulder of the son of the informant resulting in the
son of the informant sustaining injury.

The learned counsel for the petitioners submits



that the petitioners have been falsely implicated in the present case. It is further submitted that the allegation whatsoever is against the co-accused Lakshman Paswan and he is in jail custody, however as far as the petitioners are concerned, there is no allegation of any sort of over act against them. It is further submitted that as far as petitioner no. 2 is concerned, he is having a clean antecedent and as far as petitioner no. 1 is concerned, though he is an accused in one other case but he is on bail in the said case. It is further submitted that the petitioners would definitely join investigation, if they are granted the privilege of anticipatory bail.

Having regard to the facts and circumstances of the case, I deem it fit and appropriate to admit the petitioners to the privilege of anticipatory bail. Accordingly, the abovenamed petitioners, in the event of their arrest or surrender before the court below within a period of six weeks from the date of receipt/ production of a copy of this order, are directed to be released on anticipatory bail on furnishing bail bond of Rs. 10,000/- (Rs. Ten thousand) each with two sureties of the like amount each to the satisfaction of learned S.D.J.M., Barh in connection with Athmalgola PS case no. 171 of 2019 subject to



the conditions as laid down under Section 438(2) of Code of Criminal Procedure.

(Mohit Kumar Shah, J)

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