

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.82518 of 2019

Arising Out of PS. Case No.-60 Year-2010 Thana- MAGADH UNIVERSITY District- Gaya

1. JAGDISH YADAV Son of Late Rajdeo Yadav Resident of Village - Baijan Bigha, P.S.- Magadh University, District - Gaya.
2. Uday Yadav Son of Rameshwar Yadav Resident of Village - Baijan Bigha, P.S.- Magadh University, District - Gaya.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sunil Kumar Yadav

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

CORAM: HONOURABLE MR. JUSTICE S. KUMAR

ORAL ORDER

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

Petitioners apprehend their arrest in a case
registered under Sections 323, 341, 379/34 of the Indian Penal
Code.

Informant has alleged that on 04.08.2010 at 7:00 PM
while his son Ram Bihari Yadav was returning when FIR named
accused assaulted him by fists and slaps and also snatched Rs.
1170 and golden chain from his possession.

It has been submitted on behalf of petitioners that
after investigation police submitted charge sheet under Sections
341, 323 read with 34 of I.P.C. and did not found case to be true



under Section 379 of I.P.C. However, the court below has taken cognizance under Section 379 which is non-bailable and cognizable offence. Petitioners have no criminal antecedents.

Considering the facts and circumstances of the case, prayer of anticipatory bail is allowed and petitioners named above in the event of arrest or surrender before the court below within four weeks from today, Petitioner is directed to be released on bail on furnishing bail bond of Rs. 20,000/- (Rupees twenty thousand) each with two sureties of the like amount each to the satisfaction of learned court below, in connection with Magadh University P.S. Case No. 60 of 2010, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(S. Kumar, J)

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