

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.7128 of 2020

Arising Out of PS. Case No.-286 Year-2019 Thana- SAKRA District- Muzaffarpur

1. RAM NARAYAN BHAGAT Son of Late Gopal Bhagat @ Gopal Malakar Resident of Village - and P.O.- Mirapur, Via - T.C.A Dholi, P.S.- Sakra, Distt.- Muzaffarpur.
2. Jagdish Bhagat @ Jagdish Malakar Son of Late Gopal Bhagat @ Gopal Malakar. Resident of Village - and P.O.- Mirapur, Via - T.C.A Dholi, P.S.- Sakra, Distt.- Muzaffarpur.
3. Harsh Raj @ Pappu Son of Ram Narayan Bhagat Resident of Village - and P.O.- Mirapur, Via - T.C.A Dholi, P.S.- Sakra, Distt.- Muzaffarpur.
4. Rakesh Kumar Son of Ram Narayan Bhagat Resident of Village - and P.O.- Mirapur, Via - T.C.A Dholi, P.S.- Sakra, Distt.- Muzaffarpur.
5. Sanjeev Kumar @ Sonu Son of jagdish Bhagat @ Jagdish Malakar Resident of Village - and P.O.- Mirapur, Via - T.C.A Dholi, P.S.- Sakra, Distt.- Muzaffarpur.
6. Rajeev Kumar @ Monu Son of Jagdish Bhagat @ Jagdish Malakar Resident of Village - and P.O.- Mirapur, Via - T.C.A Dholi, P.S.- Sakra, Distt.- Muzaffarpur.
7. Ram Kumar @ Dablu Son of Premlal Malakar Resident of Village - and P.O.- Mirapur, Via - T.C.A Dholi, P.S.- Sakra, Distt.- Muzaffarpur.
8. Pramila Devi W/o Premlal Malakar @ Premlal Bhagat Resident of Village - and P.O.- Mirapur, Via - T.C.A Dholi, P.S.- Sakra, Distt.- Muzaffarpur.
9. Babita Kumari @ Babita Devi W/o Ram Kumar @ Dablu Resident of Village - and P.O.- Mirapur, Via - T.C.A Dholi, P.S.- Sakra, Distt.- Muzaffarpur.
10. Chhoti Kumari W/o Shashank Kumar @ Mukesh Kumar Resident of Village - and P.O.- Mirapur, Via - T.C.A Dholi, P.S.- Sakra, Distt.- Muzaffarpur.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Jay Prakash Sharma, Advocate
For the Opposite Party/s : Mr. Uday Pratap Singh, Advocate

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER

3 28-02-2020

Heard learned counsel for the petitioner and the State.

The petitioners are apprehending arrest in connection



with Sakra P.S. Case No. 286 of 2019 for the offence under Sections 147, 148, 149, 341, 323, 308, 337, 338 and 379 of the Indian Penal Code.

Learned counsel for the petitioners submits that there is a counter case on account of the incident which took place on the same day. It is alleged that petitioners were involved in attacking at the shop of the informant and in the scuffle Mukesh, Premlal have assaulted the informant side.

Allegation against Mr. Ram Kumar, petitioner no. 7 is that he has given fist blow whereas allegation against Ram Narayan, petitioner no. 1 is that he was involved in pelting stones.

Considering the fact that the allegation of assault is specifically against Mukesh and Premlal, the Court is inclined to grant bail in the instant case where there is case and counter case and there is no specific act of the assault causing injury to the informant side, in the event of arrest or surrender before the court below within one week from today, be released on bail on furnishing bail bonds of Rs.25,000/- (Rupees Twenty five thousand) with two sureties of the like amount to the satisfaction of Sub Judge-XIII-cum-Additional Chief Judicial Magistrate-IV, Muzaffarpur in connection with Sakra P.S. Case No. 286 of



2019 subject to the conditions as laid down under Section
438(2) of the Code of Criminal Procedure.

(Anil Kumar Upadhyay, J)

Rishi Kumar/-

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