

**IN THE HIGH COURT OF JUDICATURE AT PATNA
(FROM RESIDENTIAL OFFICE VIA VIDEO APPLICATION)
CRIMINAL MISCELLANEOUS No.5775 of 2020**

Arising Out of PS. Case No.-478 Year-2019 Thana- BODHGAYA District- Gaya

1. ABHISHEK RANJAN @ DHARMENDRA @ ABHISHEK Son of Ramashish Prasad Resident of Village - Bataspur, P.S.- Bodhgaya, District- Gaya
2. Amit Ranjan Son of Ramashish Prasad Resident of Village - Bataspur, P.S.- Bodhgaya, District- Gaya
3. Shailash Kumar @ Shailesh Son of Ramashish Prasad Resident of Village - Bataspur, P.S.- Bodhgaya, District- Gaya
4. Ramashish Prasad Son of Ramchandra Mahto Resident of Village - Bataspur, P.S.- Bodhgaya, District- Gaya
5. Upendra Prasad Son of Ramchandra Mahto Resident of Village - Bataspur, P.S.- Bodhgaya, District- Gaya
6. Priyanshu Ranjan Son of Ashok Prasad Resident of Village - Bataspur, P.S.- Bodhgaya, District- Gaya
7. Awadhesh Kumar @ Awadhesh Prasad Son of Ashok Prasad Resident of Village - Bataspur, P.S.- Bodhgaya, District- Gaya

... .. Petitioners

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr.Vinod Kumar,Advocate
For the Opposite Party/s : Mr.Yogendra Kumar,APP

**CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER**

2 19-06-2020 Heard learned counsel for the petitioners and learned
APP for the State.

The petitioners in the present case are seeking anticipatory bail in connection with Bodhgaya P.S. Case No. 478 of 2019 registered for offences punishable under Sections 147, 341, 342, 323, 308, 504, 506, 427 of the Indian Penal Code.

Learned counsel for the petitioners submits that the



petitioners are innocent and have falsely been implicated in the present case due to previous enmity. Learned counsel submits that there is case and counter case between the parties who are apparently fighting on the land issue. And injuries are said to be on the hand and not on any vital part of the body. They have no criminal antecedent.

Learned APP for the State has opposed the prayer for anticipatory bail of the petitioners.

Considering the facts and circumstances of the case wherein, it appears that there is case and counter case between both the parties who are apparently fighting on the land issue and both of them have lodged a different version of their story as also that the injuries are said to be on the hand and not on any vital part of the body, further that the petitioners have no criminal antecedent, let the petitioners above named in the event of their arrest or surrender within a period of four weeks from today in connection with Bodhgaya P.S. Case No. 478 of 2019 be released on bail on furnishing of bail bonds of Rs. 25,000/- (Twenty Five Thousand) each with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Gaya, subject to the conditions as laid down under Section 438 (2) of the Cr.P.C. i.e.



(i) a condition that the person shall make himself available for interrogation by a police officer as and when required;

(ii) a condition that the person shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer;

(iii) a condition that the person shall not leave India without the previous permission of the Court.

This application stands allowed.

(Rajeev Ranjan Prasad, J)

SUSHMA2/Rajeev

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Note: The ordersheet duly signed has been attached with the record. However, in view of the present arrangements, during Pandemic period all concerned shall act on the basis of the copy of the order uploaded on the High Court website under the heading 'Judicial Orders Passed During The Pandemic Period'.

