

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.8167 of 2020

Arising Out of PS. Case No.-924 Year-2019 Thana- FORBESGANJ District- Araria

1. Pramod Mandal Son of Krishna Mohan Mandal
2. Mukesh Mandal Son of Rajdeo Mandal @ Ramdeo Mandal
3. Raj Kumar Mandal Son of Hardeo Mandal
4. Ramanand Paswan Son of Late Rameshwar Paswan
5. Udranand Mandal @ Udranand Son of Mauji Mandal
6. Gyanand Mandal @ Gajanand Mandal Son of Shivilal Mandal
7. Jitendra Paswan Son of Dev Narayan Paswan
8. Arjun Paswan Son of Bhola Paswan
9. Tapesah Sah Son of Ganesh Sah
10. Ashok Mandal Son of Dharmilal Mandal
11. Pankaj Mandal Son of Jamuna Prasad Mandal
All resident of Village - Thila Mohan, P.S.- Simraha, District - Araria.
12. Santosh Sah Son of Bhola Sah
13. Suraj Mandal Son of Dinesh Mandal @ Dinesh Prasad Mandal
Both resident of Village-Tar Tola, Thila Mohan, P.S.-Simraha, District
Araria.

... .. Petitioners

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioners	:	Mr.Gopal Kumar Jha, Advocate
For the Opposite Party	:	Mr.Rabindra Kumar, APP

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER

2 03-03-2020 Heard learned counsel for the petitioners and learned

Additional Public Prosecutor appearing on behalf of the State.

The petitioners are apprehending arrest in connection
with Foresganj P.S. Case No. 924 of 2019 for offences under
Sections 147, 148, 149, 341, 342, 323, 325, 307, 337, 338 and
379 of the Indian Penal Code.

Learned counsel for the petitioners submits that while



the informant and his cousin brother were going to purchase Ayurvedic medicines, some persons caught them and started assaulting them on suspicion that they are child thieves. Subsequently, 5-7 thousand persons gathered there. On such information, police party reached the place of occurrence and took them in custody. In the instant case, 51 persons named in the FIR were arrested whereas 500 unknown persons attacked on the apprehended persons when the police personnel went to the place of occurrence in order to maintain law and order situation. The petitioner is only a member of mobs of 500 persons although he is named in FIR.

Considering the aforesaid, this Court is inclined to grant bail to the petitioners. Let petitioners, above-named, in the event of arrest or surrender within one month from today, be released on bail on furnishing bail bond of Rs. 50,000/- (Rupees fifty thousand) each with two sureties of the like amount each to the satisfaction of Chief Judicial Magistrate, Araria in connection with Foresganj P.S. Case No. 924 of 2019, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Anil Kumar Upadhyay, J)

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