

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.10508 of 2020

Arising Out of PS. Case No.-364 Year-2019 Thana- CHANPATIA District- West Champaran

1. GULSAN SINGH Son of Arun Singh, Resident of Village - Kurwa Mathia, P.S.- Chanpatia (Kumarbagh O.P.), District- West Champaran
2. Abhyash Singh Son of Ramashish Singh, Resident of Village - Kurwa Mathia, P.S.- Chanpatia (Kumarbagh O.P.), District- West Champaran
3. Raja Singh Son of Late Dhanai Singh, Resident of Village - Kurwa Mathia, P.S.- Chanpatia (Kumarbagh O.P.), District- West Champaran
4. Brajesh Singh @ Brijesh Singh Son of Late Laldeo Singh, Resident of Village - Kurwa Mathia, P.S.- Chanpatia (Kumarbagh O.P.), District- West Champaran
5. Manoj Singh Son of Late Laldeo Singh, Resident of Village - Kurwa Mathia, P.S.- Chanpatia (Kumarbagh O.P.), District- West Champaran
6. Alok Dubey Son of Late Ramjee Dubey, Resident of Village - Kurwa Mathia, P.S.- Chanpatia (Kumarbagh O.P.), District- West Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sachida Nand Rai, Adv.
For the Opposite Party/s : Mr.Lalan Kumar, APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

3 23-03-2021 Heard both sides.

The petitioners apprehend their arrest in Chanpatia (Kumarbagh O.P.) P.S. Case No.364 of 2019 registered under Sections 147, 148, 149, 323, 353, 307, 384, 506 of the Indian Penal Code and under Section 27 of the Arms Act.

The informant (police officer) alleged that two groups entered into a scuffle on account of unloading of chips near Kumarbagh Railway Station. One group was led by Pramod



Singh and another group was led by Sanjay Kumar Mishra. Both groups were bent upon to create public nuisance and they started firing on each other. When the police went to control the situation and maintain law and order, the accused persons started pelting stones and also fired on the police force.

Learned counsel for the petitioners submits that Sugauli Rail P.S. Case No.69 of 2019 and Sugauli Rail P.S. Case No.65 of 2019 were registered for the same occurrence. Alok Dubey was granted anticipatory bail in Sugauli Rail P.S. Case No.69 of 2019. Sanjay Kumar Mishra and six others were also granted anticipatory bail in Chanpatia P.S. Case No.364 of 2019. The case of the petitioners stands on the same footing as that of Sanjay Kumar Mishra and others.

Having considered the facts that of course two groups entered into a scuffle in order to show their supremacy over each other and they also made firing but similarly situated accused persons have already been granted anticipatory bail and the case of the petitioners stands on the same footing, the petitioners, above named, in the event of their arrest or surrender before the learned court below within a period of four weeks from the date of receipt/production of a copy of this order, are directed to be enlarged on bail on furnishing bail



bonds of Rs.10,000/- (Ten thousand) each with two sureties of the like amount each to the satisfaction of learned C.J.M., Bettiah, West Champaran in connection with Chanpatia (Kumarbagh O.P.) P.S. Case No.364 of 2019, subject to the conditions as laid down under Section 438 (2) of the Code of Criminal Procedure.

(Prabhat Kumar Jha, J)

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