

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.30999 of 2020

Arising Out of PS. Case No.-151 Year-2018 Thana- TIKAPATTI District- Purnia

1. KHANTAR CHOUDHARY S/o Late Shivdhari Choudhary R/o Vill-Sapaha,
P.S.-Tikapatti, District-Purnea.
2. Raja Choudhary @ Raja Kumar S/o Khantar Choudhary R/o Vill-Sapaha,
P.S.-Tikapatti, District-Purnea.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Bijendra Kumar Singh
For the Opposite Party/s : Mr.A.G.

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH

ORAL ORDER

2 25-01-2021 Learned counsel for the petitioners is directed to
remove the defect(s), as pointed out by the office, within a
period of four weeks.

Heard learned counsel for the petitioners and learned
APP for the State.

The petitioners are apprehending their arrest in a case
registered under Sections 341, 323, 324, 307, 504, 506/34 of the
Indian Penal Code.

Allegedly, in the backdrop of fixing Tatiya, the dispute
arose between the parties. It is further alleged that the accused
persons started abusing the informant and on protest, they
assaulted the informant as a result of which, the informant's
nephew sustained injury.

It has been submitted on behalf of the petitioners that the



petitioners have got no criminal antecedent. There is no allegation of tampering of witnesses alleged against the petitioners. The petitioners have been falsely implicated in the present case. There is case and counter case between the parties. Free fight is alleged to have taken place between the parties. The injury on the side of the accused has not been explained by the prosecution. The prosecution has not come with clean hands.

On behalf of the State, it is submitted that the petitioners are named in the Complaint Case/F.I.R.

Considering the aforesaid facts and circumstances of the case, let the petitioners, above named, in the event of arrest or surrender before the learned court below within a period of eight weeks from today, be released on anticipatory bail on furnishing bail bond of Rs. 10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of Sri Dibya Prakash, learned Judicial Magistrate-Ist Class, Purnea in connection with Tikapatti P.S. Case No. 151 of 2018 subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

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