

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.36467 of 2020

Arising Out of PS. Case No.-73 Year-2020 Thana- SIMRI District- Buxar

1. Shivjee Mishra Son Of Late Inderdeo Mishra Resident Of Village -
Dhananjaypur, Police Station - Simari, District - Buxar
2. Daya Shankar Mishra Son Of Late Bharat Jee Mishra Resident Of Village -
Dhananjaypur, Police Station - Simari, District - Buxar
3. Ganesh Mishra Son Of Late Inderdeo Mishra Resident Of Village -
Dhananjaypur, Police Station - Simari, District - Buxar
4. Rajesh Mishra Son Of Awadesh Mishra Resident Of Village - Dhananjaypur,
Police Station - Simari, District - Buxar
5. Akhilesh Mishra Son Of Awadesh Mishra Resident Of Village -
Dhananjaypur, Police Station - Simari, District - Buxar

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioners	:	Mr.Rajeev Ranjan, Advocate
For the State	:	Mr.Umanath Mishra, APP
For the informant	:	Mr.Rajesh Kumar, Advocate

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 26-03-2021 Heard learned counsel for the petitioners, learned

APP for the State and learned counsel for the informant through

virtual mode.

Counsel for the petitioners is directed to remove the

defect(s), as pointed out by the office, within a period of four

weeks.

The petitioners are apprehending their arrest in a case

registered under Sections 147, 341, 323, 307, 504, 506 of the



Indian Penal Code.

Allegation is that the accused persons including the petitioners assaulted the informant, his son and wife by means of rami and lathi, due to which they sustained injuries.

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 falsely been implicated in the present case. It is a case and counter case between the parties. Free fight is alleged to have taken place. The injuries on the side of accused persons have not been explained by the prosecution. The prosecution has not come with clean hands.

On behalf of the State and learned counsel for the informant, it is submitted that the petitioners are named in the F.I.R

Considering the aforesaid facts and circumstances, let the petitioners, above named, in the event of arrest/surrender before the learned court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate IVth, Buxar in connection with Simari P.S.



case No.73 of 2020, subject to the conditions as laid down under
Section 438(2) of the Code of Criminal Procedure.

Narendra/-

(Sudhir Singh, J)

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