

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.5912 of 2021

Arising Out of PS. Case No.-99 Year-2020 Thana- SONO District- Jamui

1. ASHOK RAJAK S/o Shankar Rajak R/o village- Sarebad, P.S.- Sono, District- Jamui
2. Rajesh Rajak S/o Raj Kumar Rajak R/o village- Sarebad, P.S.- Sono, District- Jamui
3. Suraj Rajak S/o Kishori Rajak R/o village- Sarebad, P.S.- Sono, District- Jamui
4. Damar Rajak S/o Late Daho Rajak R/o village- Sarebad, P.S.- Sono, District- Jamui

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ajit Kumar

For the Opposite Party/s : Mr.A.G.

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 12-08-2021 Heard learned counsel for the petitioners and the State through virtual mode.

Learned counsel for the petitioners is directed to remove the defect(s), as pointed out by the office, within a period of four weeks after restoration of normalcy.

The petitioners are apprehending their arrest in Sono P.S. Case No. 99 of 2020 registered under Sections 147, 149, 341, 323, 325, 379, 307, and 504 of the Indian Penal Code.

Allegedly, the accused persons having reached at informant's home, started abusing and on protest, the accused



persons started assaulting the informant, as a result of which, the right hand of the informant got fractured. It is also alleged that while the family members of the informant came to rescue, they were also assaulted.

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. General and omnibus allegation has been made against the petitioners. No specific overt act is alleged against the petitioners. 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 and also the lockdown, let the petitioners, above named, in the event of arrest or surrender before the learned court below within a period of twelve weeks from today, be released on anticipatory bail on their personal bond to the satisfaction of



learned Chief Judicial Magistrate, Jamui in connection with Sono P.S. Case No. 99 of 2020 subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

Once the normalcy is restored, the petitioners shall furnish bail bonds of Rs. 10,000/- (Rupees ten thousand) with two sureties of the like amount each within a period of eight weeks to the satisfaction of the court concerned in connection with the aforesaid case.

(Sudhir Singh, J)

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