

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.2082 of 2022

Arising Out of PS. Case No.-96 Year-2021 Thana- GANGABRIDGE District- Vaishali

1. UPENDRA RAY Son of Sakal Dev Ray Resident of Village - Chhaukia, P.S.- Gangabridge, Distt.- Vaishali.
2. Dilip Ray @ dilip Kumar Son of Upendra Ray Resident of Village - Chhaukia, P.S.- Gangabridge, Distt.- Vaishali.
3. Binod Ray @ Binod Kumar Son of Mahendra Ray Resident of Village - Chhaukia, P.S.- Gangabridge, Distt.- Vaishali.
4. Raju Ray @ Raja Kumar Son of Nagendra Ray Resident of Village - Chhaukia, P.S.- Gangabridge, Distt.- Vaishali.
5. Mahendra Ray Son of Nagendra Ray Resident of Village - Chhaukia, P.S.- Gangabridge, Distt.- Vaishali.
6. Karam Ray @ Karam Ray @ Param Ray Son of Mewa Lal Ray Resident of Village - Chhaukia, P.S.- Gangabridge, Distt.- Vaishali.
7. Dinesh Ray Son of Nagendra Ray Resident of Village - Chhaukia, P.S.- Gangabridge, Distt.- Vaishali.
8. Nagendra Ray Son of Mewa lal Ray Resident of Village - Chhaukia, P.S.- Gangabridge, Distt.- Vaishali.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Kritu Verma

For the Opposite Party/s : Mr. Umeshanand Pandit

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

3 08-08-2022 Heard learned counsel for the petitioners and learned APP
for the State.

After some arguments, learned counsel for the petitioners
seeks permission to withdraw this application for petitioner
no.8.

Permission is granted.



Accordingly, the instant application as against petitioner no.8 is dismissed as withdrawn.

However, petitioner no.8 is directed to surrender before the learned Court below within a period of eight weeks from today and seek regular bail and the learned Court below would pass the order, preferably, on the same day, in accordance with law.

Now, this application is being heard with regard to petitioner nos.2, 3, 4, 5, 6 and 7 only.

Petitioners apprehend their arrest in connection with a case registered for the offence punishable u/s 147, 148, 149, 341, 323, 307, 379 and 504 of the Indian Penal.

Allegedly, the petitioners with other co-accused persons reached at the door of the informant and started abusing in filthy language. When the informant protested the matter, all the accused persons assaulted him due to which he sustained injuries.

Learned counsel for the petitioners submits that petitioners are quite innocent and have not committed any offence as alleged in the FIR. Petitioners have been falsely implicated in this case due to ulterior motive of informant and his family members. The allegation leveled against the



petitioners is not specific rather general and omnibus in nature
There is a case and counter-case between the parties. There us
an admitted land dispute between the parties. There is no
specific overt act against the petitioners. Petitioners namely
Dilip Ray, Binod Ray, Mahendra Ray, Dinesh Ray have one
criminal antecedent and petitioners Raju Ray and Karam Ray
have no criminal antecedent, as also mentioned in para-3 of the
bail application.

Considering the aforesaid facts and circumstances, since
there is an old dispute between the parties, let the petitioner nos.
2, 3, 4, 5, 6 and 7 named above, in the event of their
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.25,000/- (Rupees Twenty Five
Thousand) **each** with two sureties of the like amount each to the
satisfaction of the learned Court below, where the case is
pending/Successor court, in connection with Ganga Bridge P.S
Case No.96 of 2021, subject to the condition as laid down under
Section 438 (2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

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