

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.6193 of 2022

Arising Out of PS. Case No.-439 Year-2021 Thana- NARPATGANJ District- Araria

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1. BULBUL YADAV @ BULBUL S/o Bhola Yadav R/o village- Pharahi, P.S.- Narpatganj, District- Araria
 2. Mithilesh Kumar @ Mithilesh Yadav S/o Janardan Prasad Yadav R/o village- Gorraha, Bishanpur, Ward No. 04, P.S.- Narpatganj, District- Araria
- Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Gopal Kumar Jha, Advocate
For the Opposite Party/s : Mr.Rajendra Nath Jha, APP

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 22-08-2022 Heard learned counsel for the petitioners and learned
A.P.P. for the State.

The petitioners apprehend their arrest in a case registered for the offences punishable under Sections 147, 148, 149, 341, 323, 307, 332, 333, 353, 186, 188, 427 and 171(F) of the Indian Penal Code.

Learned counsel for the petitioners submits that the petitioner no.1 is a person with clean antecedent and petitioner no.2 has antecedent of three cases and the informant alleges that during panchayat election about 200 miscreants came at the booth and started assaulting and abusing the polling staff and even destroyed the ballot papers and damaged EVM machine.

Learned counsel for the petitioners submits that from



perusal of the allegation as alleged in the F.I.R. it would manifest that allegations are general and omnibus in nature, no specific overt act has been alleged against any of the named accused persons in the F.I.R., it is next submitted that on account of panchayat election, there was some disturbance on the polling booth which led to the occurrence and the petitioner had gone there for voting and he came to be implicated.

Learned A.P.P. for the State opposes the prayer for anticipatory bail of the petitioners.

Considering the submissions made by the learned counsel for the petitioners, the petitioners above-named, in the event of their arrest or 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/- (Rupees Ten 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 Narpatganj P.S. Case No. 439 of 2021 subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

(Satyavrat Verma, J)

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