

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.11075 of 2022

Arising Out of PS. Case No.-64 Year-2021 Thana- SHAMBHUGANJ District- Banka

1. ROHIT KUMAR SINGH Son of Sahdeo Singh Resident of Village - Ponkri, P.S. - Shambhuganj, District - Banka.
2. Sahdeo singh S/o Anandi singh Resident of Village - Ponkri, P.S. - Shambhuganj, District - Banka.
3. Tuntun Singh @ Binod Singh S/o Anandi singh Resident of Village - Ponkri, P.S. - Shambhuganj, District - Banka.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Pratyush Pratap Singh, Advocate
For the Opposite Party/s : Ms.Nirmala Kumari, APP

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 06-09-2022 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 341, 323, 308, 354(B), 504, 506 and 34 of the Indian Penal Code.

The informant alleges that on 18.02.2021, she had gone to call the petitioner with reference to the treatment of her son which was being done by petitioner no.1, it is next alleged that petitioner nos. 1 and 2 assaulted the informant with punches and further slammed her on the ground and when the informant's son came to rescue her, petitioner no.3 assaulted him, further petitioner no.1 snatched *mangalsutra* from the informant and also abused her and tore her *saree*.



Learned counsel for the petitioners submits that the petitioners are persons with clean antecedent and have been falsely implicated in the present case and from bare perusal of the F.I.R. it would manifest that the date of occurrence is 13.03.2021 and the F.I.R. has been instituted on 20.03.2021 i.e., after a delay of seven days without any plausible explanation which amply demonstrates that the petitioner has been implicated by way of afterthought.

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. 5,000/- (Rupees 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 Shambhuganj P.S. Case No. 64 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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