

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.24199 of 2021

Arising Out of PS. Case No.-386 Year-2020 Thana- BAIRIYA District- West Champaran

1. AFTAB ALAM @ MD. AFTAB ALAM SON OF JAFARLUDDIN GADDI
RESIDENT OF VILLAGE- BHATWALIYA, P.S. BAIRIYA, DISTRICT-
WEST CHAMPARAN
2. ANJAR GADDI SON OF UGER GADDI @ WAJIR GADDI RESIDENT
OF VILLAGE- BHATWALIYA, P.S. BAIRIYA, DISTRICT- WEST
CHAMPARAN

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Umesh Chandra Verma
For the Opposite Party/s : Mr.APP

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 17-01-2022 This matter has been taken up for hearing online
because of COVID-19 pandemic restrictions.

Heard learned counsel for the petitioners and learned
APP for the State.

Learned counsel for the petitioners is expected to
honour his undertaking to remove the defects as pointed out by
the office when called upon to do so by the office.

The instant application for anticipatory bail has been
filed by the petitioners apprehending their arrest in connection
with Bairiya P.S. Case no. 386 of 2020 instituted for the offence
punishable under Sections 147, 341, 323, 324, 325, 307, 379
and 504 of the Indian Penal Code.



As per allegation in the FIR, when the informant was at his door, some accused persons including the petitioners came there and started abusing and assaulting to the informant. Petitioner no. 2 has assaulted the informant by sword causing head injury. When his uncle and brother came there for rescue, they were also beaten up by the accused persons.

Learned counsel appearing on behalf of the petitioners has submitted that petitioners are innocent and have falsely been implicated in this case. General and omnibus allegations have been levelled against them. Both parties have received injuries. There is case and counter case. They have got no criminal antecedent.

Learned APP appearing for the State has opposed the prayer of Bail.

Having heard learned counsel for the parties and in the facts and circumstances of the case as stated above, this Court is inclined to enlarge the petitioners on bail. The petitioners are directed to surrender in the Court below within a period of four weeks from today and in the event of their arrest or surrender in connection with Bairiya P.S. Case no. 386 of 2020, they will be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rupees ten thousand) with two sureties of the like



amount each to the satisfaction of learned Additional Chief
Judicial Magistrate-I, West Champaran at Bettiah subject to the
conditions as laid down under section 438(2) of the Cr.P.C.

(Sunil Kumar Panwar, J)

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