

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.35859 of 2021

Arising Out of PS. Case No.-6 Year-2021 Thana- BHARGAMA District- Araria

1. Babloo Murmu Son Of Lakhan Murmu Resident Of Village- Tonha Israin, Tapra Tola, P.S.- Bhargama, Distt.- Araria.
2. Suryamani Hembram Wife Of Babloo Murmu, D/O Lakhan Hembram Resident Of Village- Tonha Israin, Tapra Tola, P.S.- Bhargama, Distt.- Araria.
3. Mangal Soren Son Of Late Narayan Soren Resident Of Village- Tonha Israin, Tapra Tola, P.S.- Bhargama, Distt.- Araria.
4. Sanjay Soren Son Of Mangal Soren Resident Of Village- Tonha Israin, Tapra Tola, P.S.- Bhargama, Distt.- Araria.
5. Naresh Soren Son Of Baghra Soren Resident Of Village- Tonha Israin, Tapra Tola, P.S.- Bhargama, Distt.- Araria.
6. Parwati Hansda Wife Of Naresh Soren Resident Of Village- Tonha Israin, Tapra Tola, P.S.- Bhargama, Distt.- Araria.
7. Manoj Kisku Son Of Masmik Kisku Resident Of Village- Tonha Israin, Tapra Tola, P.S.- Bhargama, Distt.- Araria.
8. Mahendra Kisku Son Of Masmik Kisku Resident Of Village- Tonha Israin, Tapra Tola, P.S.- Bhargama, Distt.- Araria.
9. Babulal Murmu Son Of Kumar Murmu Resident Of Village- Tonha Israin, Tapra Tola, P.S.- Bhargama, Distt.- Araria.
10. Marangway Soren Wife Of Babulal Murmu Resident Of Village- Tonha Israin, Tapra Tola, P.S.- Bhargama, Distt.- Araria.
11. Dilip Murmu Son Of Mohan Murmu Resident Of Village- Tonha Israin, Tapra Tola, P.S.- Bhargama, Distt.- Araria.
12. Raju Hembram Son Of Taleshwar Hembram Resident Of Village- Tonha Israin, Tapra Tola, P.S.- Bhargama, Distt.- Araria.
13. Binod Murmu Son Of Babulal Murmu Resident Of Village- Tonha Israin, Tapra Tola, P.S.- Bhargama, Distt.- Araria.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Nishant Kumar Sinha, Advocate
For the Opposite Party/s : Mr.Nitya Nand Tiwary, APP

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

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24-05-2022

Heard learned counsel for the petitioners and learned



APP for the State.

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

The petitioners are apprehending their arrest in a case registered under Sections 270, 341, 323, 354, 504, 506/34 of the Indian Penal Code and Sections 3, 4, 5, 6 of Dian Prohibition Act, 1999.

Prosecution case, in short, is that the accused persons including the petitioners assaulted the informant by saying Dian and petitioner Nos.2 and 10 tore her clothes.

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 falsely been implicated in the present case. General and omnibus allegation has been made. No specific overt act is alleged against the petitioners. The alleged date of occurrence is 19.12.2020 and the case has been instituted on 08.01.2021. Delay has not been explained by the prosecution.

On behalf of the State, it is submitted that the petitioners are named in the complaint case/F.I.R.



Considering the facts and circumstances of the case, 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 furnishing bail bonds of Rs.10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Araria in connection with Bhargama P.S. case No.06/21, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

Narendra/-

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