

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.34852 of 2021

Arising Out of PS. Case No.-398 Year-2020 Thana- JHAJHA District- Jamui

1. Raja Mandal Son Of Beni Mandal R/O Village- Chhuchhunriya, P.S.- Jhajha, District- Jamui.
2. Gauri Shankar Kumar @ Gauri Mandal Son Of Beni Mandal R/O Village- Chhuchhunriya, P.S.- Jhajha, District- Jamui.
3. Sudam Kumar Son Of Beni Mandal R/O Village- Chhuchhunriya, P.S.- Jhajha, District- Jamui.

... .. Petitioners

Versus

THE STATE OF BIHAR

... .. Opposite Party

Appearance :

For the Petitioner/s	:	Mr.Prabhat Ranjan Singh, Advocate
For the Opposite Party/s	:	Mr. Veerendra Narayan, APP
For the informant	:	Mr. Shashi Kant Kumar, Advocate

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 24-03-2022 Heard learned counsel for the petitioners and learned
APP for the State.

Learned 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 147, 148, 149, 341, 323, 324, 325,
307, 504, 506 of the Indian Penal Code in which section 302
IPC was added later on.

The prosecution allegation, in short, is that owing to
land dispute, the accused persons, variously armed, assaulted



the family members of the informant in the paddy field due to which they sustained injuries and later one of the family members succumbed to the injuries.

It has been submitted on behalf of the petitioners that 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 against the petitioners. No specific overt act is alleged against the petitioners. Specific allegation of assault is alleged against Beni Mandal. There is a case and counter case between the parties. The injury on the accused side has not been explained by the prosecution. The prosecution has not come with clean hands. There is land dispute between the parties.

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

Considering the aforesaid facts and circumstances, let the petitioners, above named, in the event of arrest/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/- (Ten thousand) each with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Jamui in connection with Jhajha P.S. Case No.



398/2020, subject to the conditions as laid down under Section
438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

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