

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.45505 of 2021

Arising Out of PS. Case No.-80 Year-2021 Thana- RIVILGANJ District- Saran

1. Munna Manjhi @ Munna S/O Hari Kishun Manjhi R/O Village- Ajmerganj, P.S.- Rivilganj, District- Saran At Chapra
2. Nitesh Manjhi S/O Hari Kishun Manjhi R/O Village- Ajmerganj, P.S.- Rivilganj, District- Saran At Chapra
3. Ratnesh Manjhi S/O Hari Kishun Manjhi R/O Village- Ajmerganj, P.S.- Rivilganj, District- Saran At Chapra
4. Ghural Kumari @ Ghiral Kumari @ Ghoral Kumari @ Anju Kumari D/O Hari Kishun Manjhi R/O Village- Ajmerganj, P.S.- Rivilganj, District- Saran At Chapra
5. Hari Kishun Manjhi S/O Ram Naresh Manjhi R/O Village- Ajmerganj, P.S.- Rivilganj, District- Saran At Chapra

... .. Petitioner/s

Versus

THE STATE OF BIHAR Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Radha Mohan Singh
For the Opposite Party/s : Mr. Khurshid Anwar

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 15-04-2022 Heard learned counsel for the petitioners and learned
Additional Public Prosecutor for the State.

Learned counsel for the petitioners undertakes to remove the defects within three weeks. In the eventuality of non-removal of defects within undertaken period, the office will place the matter before the Bench.

Learned counsel for the petitioners submits that petitioner no.5, Hari Kishun Manjhi has already been arrested, hence he seeks permission to withdraw the present application



with regard to petitioner no.5.

Permission is accorded.

The instant application with regard to petitioner no.5 is dismissed as withdrawn.

So far as other petitioners are concerned, they are apprehending their arrest in a case registered for the offence punishable under Sections 147, 148, 149, 341, 323, 324, 307, 379, 308 and 504 of the Indian Penal Code.

It is alleged that all the accused persons including the petitioners forcibly entered into the house of the informant and assaulted the informant and his other family members with sword, lathi and danda. The accused persons also snatched gold chain from the informant's side.

It is submitted by learned counsel for the petitioners that petitioners are innocent and have falsely been implicated in this case. He submits that the allegation against the petitioners is general and omnibus. There is case and counter case and both sides have received injuries. The informant's side has received simple injuries. He further submits that petitioners have no criminal antecedent as stated in para-3 of this application.

Learned APP submits that the petitioners are involved in the incident.



Considering the facts and circumstances of the case, the above named petitioners except petitioner no.5, in the event of their arrest or surrender before the learned Court below within a period of six weeks from today, be enlarged on bail on furnishing bail bond of Rs.25,000/- (Rupees Twenty 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 Rivilganj P.S. Case No. 80 of 2021, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

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