

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.43114 of 2022

Arising Out of PS. Case No.-189 Year-2021 Thana- MADHAURAH District- Saran

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1. SRIKISHUN SAH SON OF LATE KASHI SAH R/O VILLAGE-MUBARAKPUR, P.S.- MARHOWRAH, DISTRICT- SARAN
 2. GHANSHYAM SAH SON OF SRIKISHUN SAH R/O VILLAGE-MUBARAKPUR, P.S.- MARHOWRAH, DISTRICT- SARAN

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Harish Kumar, Advocate

For the Opposite Party/s : Mr. Bharat Lal, A.P.P.

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 13-12-2022 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, 324, 307, 504, 379 and 34 of the Indian Penal Code.

The informant alleges that on 06.04.2021, she asked petitioner no. 1 to clear the outstanding amount of rent for twenty-four months amounting to Rs. 48,000/-, thereafter, petitioner no. 1 called the accused persons including the petitioner no. 2 and petitioner no. 2 gave orders to kill the informant on which it is alleged that petitioner no. 1 and Shyam Narayan assaulted informant causing injury on her head and



when her daughter-in-law, son and brother-in-law intervened all the accused assaulted them causing fracture of hand and injury on head, thereafter, petitioners took a small box of the informant which had gold and silver jewellery worth Rs. 50,000/-.

Learned counsel for the petitioners submits that petitioners have antecedent of one case and have been falsely implicated in the present case, it is next submitted that the Title Suit between the parties is going on and from perusal of the allegation as alleged in the FIR it would manifest that the dispute relates to landlord and tenant, it is further submitted that from perusal of Annexure-4 it would manifest that the injuries suffered by the injured are simple in nature except one injury which is grievous but is on non-vital part of the body that is on elbow (forearm).

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 trial court within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand) each with two sureties of the like



amount each to the satisfaction of the learned trial court where
the case is pending/successor court in connection with
Madhaurah P.S. Case No. 189 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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