

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.44473 of 2022

Arising Out of PS. Case No.-280 Year-2021 Thana- KADWA District- Katihar

1. MD. RAKIB Son of Md. Naushad Ali Resident of Village - Singalpur, P.s.- Kadwa, Distt.- Katihar.
2. Md. Sahid @ Sahid Son of Md. Naushad Ali Resident of Village - Singalpur, P.s.- Kadwa, Distt.- Katihar.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Ms/Mrs. Priyanka Singh, Advocate

For the Opposite Party/s : Mr.Ramchandra Sahni, Addl Public Prosecutor

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 05-12-2022 Heard learned counsel for the petitioners and the State.

Petitioners apprehend arrest in a case registered for the offence punishable under Sections 147/ 148/ 149/ 341/ 323/ 324/ 325/ 353/ 188/ 436/ 307/ 356/ 171(G)/ 171(H)/ 379/ 504/ 50 of the IPC.

As per the prosecution case, 40 FIR named accused persons including these petitioners and about 250 unknown people were making obstruction in gram panchyat election proceeding and in consequence thereof, the occurrence of assault is alleged to have taken place in which three police personnel including Circle Officer sustained injuries.



Learned counsel appearing for the petitioners submits that there is general and omnibus allegation against all the accused persons and no specific allegation has been made against these petitioners. Petitioners have got no criminal antecedent. Similarly situated co-accused have already been allowed bail by this court vide order passed in CR. Misc nos. 36310 & 37483 of 2022.

Learned counsel appearing for the State opposes the prayer for bail.

Considering the facts of the case, in the event of arrest/surrender within six weeks from today, let the petitioners, above named, be released on bail on furnishing bail bond of Rs.10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of learned Sessions Judge, Katihar in connection with Kadwa P.S. Case No. 280 of 2021, subject to the conditions laid down under section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Singh, J)

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