

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.58018 of 2021

Arising Out of PS. Case No.-52 Year-2021 Thana- BELDOUR District- Khagaria

1. SULO SAH @ SURENDRA SAH @ SULO Son of Late Bandelal Sah @ Bannilal Sah Resident of Village- Fulbariya, P.S.- Beldaur, District- Khagaria.
2. Bilash Mehta Son of Late Biranchi Mehta Resident of Village- Budhama, P.S.- Udakishunganj (Budhama O.P.), District- Madhepura (Bihar).

... .. Petitioners

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr.Anant Kumar 1
For the Opposite Party/s : Mr.Satya Nand Shukla

**CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR
PANDEY**

ORAL ORDER

2 05-07-2022 Learned counsel for the petitioners is directed to remove all the defects pointed out by the Stamp Reporter within one month.

Heard learned counsel for the petitioners as well as the learned APP for the State.

The petitioners apprehend their arrest in connection with Beldaur P.S. Case No. 52 of 2021, registered for the offences punishable under Sections 307, 120(B) of the Indian Penal Code and Section 27 of the Arms Act.

As per allegation, seven named accused persons and some unknown persons were assembled to commit some offence and when the police raided the place, the accused persons fled away after opened firing. Luckily the police personnel saved themselves.

The learned counsel for the petitioners has submitted that



the entire allegation is false and frivolous. There is allegation of indiscriminate firing but not a single person has become injured. He has also submitted that the petitioners are the leaseholder of the *Jalkar* and the police sought the assistance of the petitioners in the arrest of Ramu Yadav @ Ram Krishna Yadav but due to fear psychosis the petitioner did not insist the police personnel and it was the reason the police falsely implicated these petitioners in this case.

There is allegation in the FIR that accused persons opened indiscriminate firing targeting the police personnel but none of the police personnel has sustained any kind of injury.

Considering the above-mentioned facts and circumstances, let the petitioners, in the event of their arrest or surrender within four weeks before the learned court below, 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 Judicial Magistrate-1st Class, Khagaria in connection with Beldaur P.S. Case No. 52 of 2021, subject to the conditions as laid down under Section 438(2) Cr.P.C.

Office shall ensure that all defects are removed by the petitioners within the stipulated time provided in para-1 hereinabove, failing which the matter shall be brought to the notice of this Court.

(Nawneet Kumar Pandey, J)

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