

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.49400 of 2022

Arising Out of PS. Case No.-343 Year-2021 Thana- NAUGACHIA District- Bhagalpur

1. AKSHESH KUMAR @ AKSHESHWAR KUMAR @ AKHILESH RAI
Son of Kusho Rai @ Kusheshwar Rai Resident of Village - Pakra, P.s.-
Naugachia, Distt.- Bhagalpur.
2. Kusho Rai @ Kusheshwar Rai Son of Bhumi Rai Resident of Village -
Pakra, P.s.- Naugachia, Distt.- Bhagalpur.
3. Satan Rai @ Sutan Rai @ Sujit Kumar Rai Son of Kusho Rai @
Kusheshwar Rai Resident of Village - Pakra, P.s.- Naugachia, Distt.-
Bhagalpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rajesh Kumar Pandey
For the Opposite Party/s : Mr. Surendra Prasad Singh

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 08-12-2022 Heard the parties.

Learned counsel for the petitioners is directed to remove
the defects within four weeks.

The petitioners apprehend their arrest in a case registered
for the offence punishable under Sections 341, 323, 504, 379,
506, 324 read with section 34 of the Indian Penal Code.

It is submitted by learned counsel for the petitioners that
petitioners are quite innocent and have committed no offence.
They have been falsely implicated in this case. No such
occurrence, in the manner as alleged, has ever taken place. The
allegation levelled against the petitioners is not specific rather



general and omnibus in nature. It is submitted that there is an admitted land dispute between them. In the alleged occurrence, both sides have sustained injuries and there is a case and counter-case between the parties. Petitioners have no criminal antecedent.

Learned APP for the State opposed the prayer for anticipatory bail.

Having regard to the facts and circumstances of the case, since the injuries are simple in nature and there is case and counter-case between the parties, let the above named petitioners, be released on bail, in the event of their arrest or surrender before the learned Court below within a period of six weeks from today, 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 Naugachia P.S. Case No.343 of 2021, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

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