

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.59513 of 2021

Arising Out of PS. Case No.-100 Year-2020 Thana- GAYA MUFASIL District- Gaya

Dino Sao @ Dinesh Kumar Gupta @ Dina Sao S/O Maharaj Sao Resident Of
Village- Budhgare, P.S.- Muffasil, District- Gaya.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

with

CRIMINAL MISCELLANEOUS No. 60471 of 2021

Arising Out of PS. Case No.-100 Year-2020 Thana- GAYA MUFASIL District- Gaya

1. Dina Yadav Son Of Late Jagdish Yadav Resident Of Village- Kaiya, P.O.-
Budhgere, P.S.- Muffasil, District-Gaya.
2. Satendra Yadav S/O Late Jagdish Yadav Resident Of Village- Kaiya, P.O.-
Budhgere, P.S.- Muffasil, District-Gaya.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

(In CRIMINAL MISCELLANEOUS No. 59513 of 2021)

For the Petitioner/s : Mr.Vinod Kumar

For the Opposite Party/s : Mr.Yogendra Kumar Singh

(In CRIMINAL MISCELLANEOUS No. 60471 of 2021)

For the Petitioner/s : Mr.Gajendra Kumar Singh

For the Opposite Party/s : Mr.Madhuri Lata

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 05-07-2022 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 four weeks of resumption of normal court
proceedings. In the eventuality of non-removal of defects within
stipulated period, office will place the matter before the Bench.

The petitioners apprehend their arrest in a case registered



for the offence punishable under Sections 147, 148, 149, 323, 324, 325, 307, 353, 332, 333, 427, 435, 504, 506, 337 and 338 of the Indian Penal Code.

Allegedly, due to death of one Bittu Saw, 44 persons along with 500 unknown, including the petitioners, made protest. When police personnel reached there then mob of several persons, including the petitioners, attacked on Police party in which members of Police parties sustained injury.

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 leveled against the petitioners is not specific rather general and omnibus in nature. Similarly situated co-accused namely Gopali Saw @ Gopal Saw and six others have been allowed privilege of anticipatory bail by a coordinate Bench of this Court on 23.06.2021 vide Cr. Misc.41151 of 2020 and Pramod Kumar @ Pramod Mahto has been granted anticipatory bail vide Cr. Misc. No.40966 of 2020 dated 30.07.2021.

Learned APP for the State opposes the prayer for bail.

Having regard to the facts and circumstances of the case, 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 Muffasil P.S. Case No.100 of 2020, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

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