

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.3412 of 2023

Arising Out of PS. Case No.-128 Year-2022 Thana- GAMAHARIYA District- Madhepura

1. NANDAN KUMAR SON OF SHIV CHANDRA MANDAL @ RAM CHANDRA MANDAL R/O VILL.- KANHUWA GORIYARI, P.S.- GAMHARIYA, DISTT.- MADHEPURA
2. CHANDAN KUMAR SON OF SHIV CHANDRA MANDAL @ RAM CHANDRA MANDAL R/O VILL.- KANHUWA GORIYARI, P.S.- GAMHARIYA, DISTT.- MADHEPURA

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Uday Chand Prasad, Adv.

For the Opposite Party/s : Mr.Md. Nazir Ansari, APP

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 17-03-2023 Heard the parties.

The petitioners apprehend their arrest in a case registered for the offence punishable u/s 341, 323, 324, 307, 379, 384, 504, 506/34 of the IPC.

As per the prosecution case, all the F.I.R. named accused persons including the petitioners encircled the informant and started demanding Rs.2 Lacs as '*Rangdari*'. Thereafter, petitioner no.2 assaulted with sharp edged weapon at the head of informant and petitioner no.1 took out cash of Rs.2500/- from his pocket.

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 due to ulterior motive. For the same set of occurrence, there is case and counter-case between the parties and both sides have sustained injury, which are simple in nature. The Doctor found two injuries upon informant on left side frontal region measuring 2” x 1” x skin deep and parietal region, measuring 3” x 1” x skin deep. It is further submitted that there is compromise between the parties. Petitioners have no criminal antecedent.

Learned APP for the State opposed the prayer for bail.

Having regard to the facts and circumstances of the case, since the injuries are simple in nature, 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 Gamhariya P.S. Case No.128 of 2022, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

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