

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.3120 of 2023

Arising Out of PS. Case No.-349 Year-2021 Thana- SIKARPUR District- West Champaran

1. Rahmat Nat @ Rahmat Ali Nat S/o Late Sipahi Nat Resident of village- Sitwapur, Ward No.- 04, P.S.- Shikarpur, District- West Champaran.
2. Mannan Nat S/o Late Sipahi Nat Resident of village- Sitwapur, Ward No.- 04, P.S.- Shikarpur, District- West Champaran.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ujjwal Kumar Singh
For the Opposite Party/s : Mr.Md. Matloob Rab

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 17-03-2023 Heard learned counsel for the petitioners and learned
APP for the State.

Petitioners apprehend their arrest in connection with Shikarpur P.S. Case No.349 of 2021, registered for the offences punishable under Sections 341, 323, 307, 379, 354, 504 and 34 of the Indian Penal Code.

Accusation is of assaulting the informant by means of iron rod. Petitioner, Rahmat Ali gave iron rod blow on the head of the informant due to which he sustained head injury. Petitioner, Mannan Nat is said to have assaulted the brother of the informant by means of *lathi* on his head causing head injury.

Learned counsel for the petitioners submits that the petitioners are innocent and have falsely been implicated in the



present case. The petitioners have got no criminal antecedent as stated in paragraph-3 of the bail petition. It is further submitted that there is case and counter case between the parties and both sides sustained injuries. It is also submitted that nature of injuries is not clear from the impugned order.

The learned APP for the State opposed the prayer for grant of anticipatory bail to the petitioners.

Considering the facts that nature of injuries is not clear from the impugned order and there is case and counter case between the parties, let petitioners, above named, in the event of their arrest or surrender before the learned court below within a period of six weeks from today, be enlarged on bail on furnishing bail bonds of Rs.25,000/- (rupees twenty five thousand) each with two sureties of the like amount each to the satisfaction of learned C.J.M., West Champaran at Bettiah in connection with Shikarpur P.S. Case No.349 of 2021, subject to the conditions laid down under Section 438 (2) of the Code of Criminal Procedure.

(Anjani Kumar Sharan, J)

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