

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.14182 of 2023

Arising Out of PS. Case No.-594 Year-2022 Thana- DHAKA District- East Champaran

1. CHALITAR MAHATO S/O LATE CHHATHU MAHATO R/v- Hirapatti, P.S.- Dhaka (Pachpakri), District- East Champaran
2. CHUNNU MAHATO @ CHUNNU KUMAR S/O LATE VINOD MAHTO R/v- Hirapatti, P.S.- Dhaka (Pachpakri), District- East Champaran
3. SHILA DEVI W/O LATE VINOD MAHTO R/v- Hirapatti, P.S.- Dhaka (Pachpakri), District- East Champaran

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Anil Kumar, Advocate

For the Opposite Party/s : Mr. Bharat Lal, A.P.P.

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

- 2 14-07-2023 1. Heard learned counsel for the petitioners and learned A.P.P. for the State.
2. The defects, as pointed out by the office, are ignored.
3. The petitioners apprehend their arrest in a case registered for the offences punishable under Sections 341, 323, 325, 307, 379, 504 and 506/34 of the Indian Penal Code.
4. Learned counsel for the petitioners submits that petitioners are persons with clean antecedent.
5. The informant alleges that on 21.09.2022, the petitioners came for the treatment of their child in the clinic, started creating nuisance and petitioner no. 2 assaulted Reena Kumar with bricks causing cut injury and bleeding and thereafter accused persons also abused and assaulted the informant and his



wife.

6. Learned counsel for the petitioners submits that petitioners have been falsely implicated in the present case. It is further submitted that petitioners have gone to the clinic of the doctor for treatment of the child but since in the clinic the staff did not pay heed to the child of the petitioners as such there was an altercation. It is next submitted that the case has been compromised even on account of intervention of the well-wisher.

7. Learned A.P.P. for the State opposes the prayer for anticipatory bail of the petitioners.

8. Considering the submissions made by the learned counsel for the petitioners, the 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 released on anticipatory bail on furnishing bail bonds of Rs.5,000/- (Rupees 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 Dhaka (Pachpakri) P.S. Case No. 594 of 2022, subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

(Satyavrat Verma, J)

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