

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.7786 of 2023

Arising Out of PS. Case No.-390 Year-2019 Thana- NAGAR District- Vaishali

1. CHANDESHWAR PD. YADAV @ CHANDESHWAR PRASAD YADAV @ CHANDRA SHEKHAR RAI @ CHANDESHWAR RAI Son of Late Krishna Rai @ Asharfi Rai R/O Village - Dighi Kala West, Lalpokhar Chak Jagdishpur, P.S.- Hajipur Sadar, District - Vaishali
2. Satyajeet Prakash @ Shahansha Son of Chandrika Rai R/O Village - Dighi Kala West, Lalpokhar Chak Jagdishpur, P.S.- Hajipur Sadar, District - Vaishali
3. Arman Rakesh Son of Raghunath Pd. Rakesh @ Raghunath Prasad Rakesh R/O Village - Dighi Kala West, Lalpokhar Chak Jagdishpur, P.S.- Hajipur Sadar, District - Vaishali
4. Subhash Chandra Son of Chandeshwar Pd. Yadav @ Chandeshwar Prasad Yadav @ Chandra Shekhar Rai @ Chandeshwar Rai R/O Village - Dighi Kala West, Lalpokhar Chak Jagdishpur, P.S.- Hajipur Sadar, District - Vaishali

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ravish Mishra
For the Opposite Party/s : Mr. Bhanu Pratap Singh

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 23-03-2023 Heard learned counsel for the petitioners and
learned APP for the State.

Learned counsel for the petitioners seeks
permission to withdraw this application as against the petitioner
no.4, as the petitioner no.4 has already been arrested by the
police, during pendency of this application.

Permission is granted.

Accordingly, the instant application is dismissed as



withdrawn as against the petitioner no.4.

Now, this application is being heard for consideration of anticipatory bail as against the petitioner no.1, 2 & 3 only.

Heard learned counsel for the rest of the petitioners and learned APP for the State.

The petitioners are apprehending their arrest in a case registered for the offence punishable under Sections 420, 406, 467, 468 and 120(B)/34 of the Indian Penal Code pending in the learned court below.

Learned counsel for the petitioners submits that the petitioners are innocent and have been falsely implicated in this case. He further submits that petitioner no.1 is said to have conspirator in this case in which the petitioners no.2 & 3 are the witness of the sale deed. He further submits that similarly situated other co-accused persons have already been granted bail by a bench of this Court vide order dated 01.03.2021 passed in Cr. Misc. No. 16456/2020. He further submits that petitioners have got no criminal antecedent as stated in para-3 of the bail application.

Learned APP for the State opposes for prayer for bail.



Considering the aforesaid facts and circumstances, let the petitioners no.1, 2 & 3, named above, in the event of their arrest/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.25,000/- (Rupees Twenty Five Thousand) each with two sureties of the like amount to the satisfaction of the learned Court below, where the case is pending/Successor court, in connection with Hajipur Town P.S. Case No.390/2019, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

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