

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.25022 of 2022

Arising Out of PS. Case No.-187 Year-2021 Thana- PANDAUL District- Madhubani

1. Om Prakash Yadav Son Of Krishan Kishore Yadav Resident Of Village- Bathane Purvi Tola, P.S- Pandaul, Dist- Madhubani
2. Jay Prakash @ Jay Prakash Yadav @ Raja Yadav Son Of Krishna Kishore Yadav Resident Of Village- Bathane Purvi Tola, P.S- Pandaul, Dist- Madhubani
3. Jay Kishore Yadav Son Of Dhakan Yadav Resident Of Village- Bathane Purvi Tola, P.S- Pandaul, Dist- Madhubani

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ratanakar Jha

For the Opposite Party/s : Mr. Chandra Bhushan Prasad

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

7 17-03-2023 Heard learned counsel for the petitioners, informant and learned Additional Public Prosecutor for the State.

Learned counsel for the petitioners undertakes to remove the defects, if any, within three weeks.

The petitioners are apprehending their arrest in a case registered for the offence punishable under Sections 341, 323, 324, 307, 504, 506/34 of the Indian Penal Code.

Petitioners are said to have assaulted by the informant by means of farsa as a result of which he received injury.

Learned counsel for the petitioners submits that the petitioners are innocent and have been falsely implicated in this case. He submits that there is case and counter case between the parties and both sides have sustained grievous injury. He



submits that all the Sections of the IPC as alleged against the petitioners are bailable except Section 307 of the IPC. He submits that the informant and petitioners are pattidar and co-villager and there is land dispute between the parties. He further submits that petitioners have no criminal antecedent as stated in para-3 of this application.

Learned APP for the State opposes the prayer for bail.

Considering the facts and circumstances of the case and the fact that both side have sustained grievous injury, let the above named petitioners 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 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 Pandaul P.S. Case No. 187 of 2021, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

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