

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.34154 of 2023

Arising Out of PS. Case No.-95 Year-2022 Thana- HATHAURI District- Muzaffarpur

1. Rama Kumar Son Of Mukeshwar Sah Resident Of Village- Harirampur, Ps- Hathauri, Distt- Muzaffarpur
2. Feku Sah Son Of Bunelal Sah Resident Of Village- Mahuli, Ps- Hathauri, Distt- Muzaffarpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Raju Kumar

For the Opposite Party/s : Mr.Pushpa Sinha

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 25-07-2023 Heard learned counsel for the petitioners and learned Additional Public Prosecutor for the State.

2. The petitioners are apprehending their arrest in a case registered for the offence punishable under Sections 147, 148, 149, 341, 323, 324, 307, 353, 354, 332, 427 of the Indian Penal Code.

3. The informant alleges that the accused persons including the petitioners assaulted the police party.

4. Learned counsel for the petitioners submits that the petitioners are innocent and have been falsely implicated in this case. He submits that there is no specific overt act against the petitioners. He submits that there is general and omnibus allegation levelled against the petitioners. He submits that the



petitioners have never obstructed the police party to discharge their duty. He submits that similarly situated co-accused has already been granted bail by a Bench of this Court vide order dated 08.12.2022 passed in Cr. Misc. No. 40424 of 2022. He further submits that petitioners have no criminal antecedent as stated in para-3 of this application.

5. Learned APP for the State opposes the prayer for bail.

6. Considering the facts and circumstances of the case, 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 Hathauri P.S. Case No. 95 of 2022, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

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