

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.35478 of 2023

Arising Out of PS. Case No.-758 Year-2022 Thana- BARHARA District- Bhojpur

1. Prabhakar Singh @ Surya Dev Singh Son of Sidheshwar Singh @ Nanhak Singh Resident of Village- Porha, PS- Barhara @ Badhara, District- Bhojpur
2. Sachin Singh Son of Sidheshwar Singh @ Nanhak Singh Resident of Village- Porha, PS- Barhara @ Badhara, District- Bhojpur

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mrs. Malti Kumari
For the Opposite Party/s : Mr. Sunil Kumar Pandey
Mr. Maya Shankar

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 27-07-2023 Heard the parties.

2. The petitioners apprehend their arrest in a case registered for the offence punishable under Sections 504, 506, 307, 302 and other allied Sections of the Indian Penal Code.

3. The allegation against the petitioners is that they along with other co-accused persons assaulted the informant's side by means of several weapons due to which they sustained injuries. It is alleged that co-accused Vikrama Singh assaulted the father of the informant due to which he died.

4. It is submitted by learned counsel for the petitioners that petitioners are quite innocent and have committed no offence. They have been falsely implicated in this case. No such



occurrence, in the manner as alleged, has ever taken place. The allegation levelled against the petitioners is not specific rather general and omnibus in nature. There is no specific overt act against the petitioners. The specific allegation is against the co-accused Vikrama Singh to assault the deceased. Petitioners have no criminal antecedent.

5. Learned APP for the State as well as learned counsel for the informant opposed the prayer for anticipatory bail.

6. Having regard to the facts and circumstances of the case as there is general and omnibus allegation against the petitioners, let the above named petitioners, be released on bail, in the event of their arrest or surrender before the learned Court below within a period of six weeks from today, 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 Barhara P.S. Case No.758 of 2022, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

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