

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.58302 of 2023

Arising Out of PS. Case No.-326 Year-2022 Thana- SAHEBPUR KAMAL District-
Begusarai

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1. BHARAT SINGH, aged about 26 years, Male
 2. RAM SINGH, aged about 20 years, Male
Both are S/O NANDU SINGH
Both are R/O VILLAGE- PARORA, PS. SAHEBPUR KAMAL, DIST.
BEGUSARAI

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Amar Kumar Singh, Advocate

For the Opposite Party/s : Mr.Dashrath Mehta, APP

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH

ORAL ORDER

2 11-10-2023 Heard Mr. Amar Kumar Singh, learned counsel

appearing on behalf of the petitioner and Mr. Dashrath Mehta,

learned APP for the State.

2. The petitioners seek pre-arrest bail in connection
with Sahebpur Kamal P.S. Case No. 326 of 2022 dated
29.11.2022 registered for the offence(s) punishable under
Sections 341, 323, 307, 379, 447, 354(B), 504, 506, 147 and
149 of the Indian Penal Code.

3. As per allegation made in the FIR, the petitioners
along with other co-accused persons assaulted the informant by
means of *lathi*, *danda* and rod and they also abused and
assaulted the wife of the informant.

4. Learned counsel appearing on behalf of the
petitioners submitted that the informant and petitioners' side are



having dispute with respect to a passage which led to the free fight, in which, petitioners may have, in their self defence, caused injuries to the informant, however, the injuries are simple in nature. In support of the submission, petitioners have brought on record the injury report by way of Annexure 3.

5. Learned APP for the State vehemently opposed the prayer for grant of pre-arrest bail.

6. Considering the nature of allegation made in the FIR as well as the nature of injuries of the informant, which is simple in nature, I am of the opinion that petitioners have, *prima facie*, made out a case to be released on pre-arrest bail.

7. The petitioners, above named, are directed to be released on pre-arrest bail, in the event of their arrest or surrender before the Court below within a period of four weeks from today, on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) each with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Begusarai in connection with Sahebpur Kamal P.S. Case No. 326 of 2022, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Purnendu Singh, J)

Sanjay/-

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