

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.67084 of 2023

Arising Out of PS. Case No.-417 Year-2022 Thana- SALAKHUA District- Saharsa

1. MAHINDER YADAV @ MAHENDRA YADAV S/o- SIYRAM YADAV Village- Harinsari Ps- Salkhuwa OP Banma Itarhi Dist- Saharsa
2. Raj Kumar Yadav @ Raj Kumar son of Mahinder Yadav Village- Harinsari Ps- Salkhuwa OP Banma Itarhi Dist- Saharsa
3. Suraj Yadav @ Suraj Kumar son of Mahinder Yadav Village- Harinsari Ps- Salkhuwa OP Banma Itarhi Dist- Saharsa

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Buddhi Lal Yadav, Adv.

For the Opposite Party/s : Mr.Mithlesh Kumar Khare, APP

CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR PANDEY

ORAL ORDER

2 19-10-2023 Heard the learned counsel for the petitioners as well as the learned Additional Public Prosecutor for the State.

2. The petitioners apprehend their arrest in connection with Salakhua P.S. Case No. 417 of 2022 registered for offence punishable under sections 341, 323, 384, 325, 379, 506, 354, 307/34 of the Indian Penal Code.

3. As per prosecution case, while on the date of occurrence, the informant's husband was fencing in the field, all of sudden the accused persons having armed with *Lathi*, *Danda*, *Farsa* etc. came there and demanded ransom of Rs. 50,000/-. On protest, the accused persons assaulted the informant's husband



and broke his Hanuman Chakti worth Rs. 13,000/-. Some ornaments are alleged to have been snatched away by the accused persons.

4. The learned counsel for the petitioners has submitted that there is no specific allegation against any of the petitioners of assault any members of the prosecution side. The allegations are general and omnibus. The specific allegation of inflicting assault with the butt of rifle is against co-accused Shivam Kumar.

5. On the other hand, the learned APP has opposed the prayer for bail.

6. Considering the above-mentioned facts and circumstances, the petitioners above-named, in the event of their arrest or surrender, within four weeks from today, are directed to be released on bail on furnishing bail bonds of Rs.10,000/- each with two sureties of the like amount each to the satisfaction of learned Addl. Chief Judicial Magistrate-IV, Saharsa in connection with Salakhua P.S. Case No. 417 of 2022, subject to condition as laid down under section 438(2) Cr. P.C.

(Nawneet Kumar Pandey, J)

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