

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.78024 of 2023

Arising Out of PS. Case No.-254 Year-2023 Thana- RAJPUR District- Buxar

1. ANIL RAJBHAR @ ANIL BHAR son of Late Ras Bihari Rajbhar @ Ras Bihari Village- Dehri Ps- Rajpur Dist- Buxar
2. Sanjay Rajbhar son of Late Ras Bihari Rajbhar @ Ras Bihari Village- Dehri Ps- Rajpur Dist- Buxar
3. Asha Devi wife of Rajendra Rajbhar Village- Dehri Ps- Rajpur Dist- Buxar
4. Uday Rajbhar @ Uday Bhar son of Late Subedar Rajbhar @ Subedar Rai Village- Dehri Ps- Rajpur Dist- Buxar

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Setu Prateek, Adv.

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

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 08-12-2023 Heard learned counsel for the petitioners and learned A.P.P.
for the State.

2. The petitioners apprehend their arrest in a case registered for the offences punishable under Sections 147, 148, 149, 341, 308, 354 of the Indian Penal Code.

3. Allegedly, on 25.06.2023, when the informant was going to his house, co-accused Rajendra Rajbhar stopped the informant and after some altercation abused and slapped him. Thereafter, he along with other co-accused persons came at the informant's house and started pelting stones and bricks upon his house.

4. It is submitted by learned counsel for the petitioners that petitioners are quite innocent and have committed no offence.



Both the parties are co-villagers. No such occurrence as alleged ever took place. Petitioners have been falsely implicated in this case due to ulterior motive. The allegation levelled against the petitioners is not specific rather general and omnibus in nature. There is case and counter case between the parties. Both sides have sustained injuries and the injury sustained by the informant is simple in nature. Petitioners have no criminal antecedent as mentioned in para-3 of this application.

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

6. Having regard to the facts and circumstances of the case, as the injury sustained by the informant is simple in nature, 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 lower Court where the case is pending/successor Court in connection with Rajpur P.S. Case No. 254 of 2023, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

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