

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.80451 of 2023

Arising Out of PS. Case No.-175 Year-2023 Thana- GUTHANI District- Siwan

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1. Nand Lal Baitha Son Of Late Baleshwar Baitha Resident Of Village Baudi, Ps Guthani, Distt- Siwan
 2. Ranglal Baitha Son Of Late Baleshwar Baitha Resident Of Village Baudi, Ps Guthani, Distt- Siwan
 3. Aakash Kumar Baitha @ Aakash Baitha Son Of Ranglal Baitha Resident Of Village Baudi, Ps Guthani, Distt- Siwan
 4. Shiv Dulari Devi Wife Of Ranglal Baitha Resident Of Village Baudi, Ps Guthani, Distt- Siwan
 5. Chinta Devi @ Shanti Devi Wife Of Nandlal Baitha Resident Of Village Baudi, Ps Guthani, Distt- Siwan

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Shailendra Kumar Dwivedi
For the State	:	Mr. Sanjay Kumar Singh
For the Informant	:	Mr. Ashok Kumar

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 18-12-2023 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 341, 323, 324, 307, 504, 506, 34 of the Indian Penal Code.

3. As per the prosecution case, allegation against the petitioners is that they along with other co-accused persons entered into the land of the informant and started assaulting informant's side.

4. Learned counsel for the petitioners submits that petitioners are innocent and have been falsely implicated in this



case. The allegation levelled against the petitioners is not specific rather general and omnibus in nature. He submits that there is case and counter case between the parties and both sides have sustained grievous injuries. He further submits that Title Suit No. 16 of 2009, is pending between the parties. Petitioners have no criminal antecedent as mentioned in para-3 of this application.

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 and the fact that both sides have sustained grievous injury, 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 Guthani P.S. Case No.175 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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