

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.3606 of 2023

Arising Out of PS. Case No.-80 Year-2021 Thana- RAGHOPUR District- Supaul

1. MD. SALMAN SAH Son of Md. Latif Sah Resident of village - Dharara, Ganpatganj, Dhobihaihi Ghat, Ward No.- 6, Supaul - 852109.
2. Md. Sultan @ Md. Sultan Sah Son of Md. Latif Sah Resident of village - Dharara, Ganpatganj, Dhobihaihi Ghat, Ward No.- 6, Supaul - 852109.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Syed Qaisar Hasan

For the Opposite Party/s : Mr. Binod Kumar

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 06-04-2023 Heard learned counsel for the petitioners and learned
APP for the State.

The petitioners are apprehending their arrest in a case registered for the offence punishable under Sections 147, 148, 149, 341, 323, 324, 307, 380 and 504 of the Indian Penal Code pending in the learned court below.

As per the prosecution case, all the accused persons including the petitioners are said to have assaulted the informant by means dabia and farsa.

Learned counsel for the petitioners submits that the petitioners are innocent and have been falsely implicated in this case. He further submits that there is general and omnibus



allegation against the petitioners. He submits that there is no specific overt act against the petitioners. He further submits that similarly situated other co-accused person has already been granted bail by a bench of this Court vide order dated 14.09.2022 passed in Cr. Misc. No. 32290/2022. He further submits that petitioners have got no criminal antecedent as stated in para-3 of the bail application.

Learned APP for the State opposes for prayer for bail.

Considering the aforesaid facts and circumstances and the fact that petitioners are members of the mob and there is no specific overt act against them, let the petitioners, named above, in the event of their arrest/surrender before the learned court below within a period of six weeks from today, be released on anticipatory bail, on furnishing bail bonds of Rs.25,000/- (Rupees Twenty Five Thousand) each with two sureties of the like amount to the satisfaction of the learned Court below, where the case is pending/Successor court, in connection with Raghapur P.S. Case No.80 of 2021, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

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