

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.5716 of 2024

Arising Out of PS. Case No.-273 Year-2023 Thana- KATEYA District- Gopalganj

1. Vishal Rai S/o Ram Chandra Rai R/o vill - Motipur, P.S. - Kateya, Distt. - Gopalganj (Bihar)
2. Ved Prakash Rai Son of Ram Chandra Rai R/o vill - Motipur, P.S. - Kateya, Distt. - Gopalganj (Bihar)

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Masoom Alam

For the Opposite Party/s : Mrs. Rina Sinha

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 20-02-2024 Heard the parties.

2. The petitioners apprehend their arrest in a case registered for the offence punishable under Sections 341, 323, 324, 307, 354, 504, 506/34 of the Indian Penal Code.

3. Allegedly, the petitioners along with other co-accused persons surrounded the informant and petitioner no.1 assaulted by means of farsa on his head. When the wife of the informant came to save the informant, the petitioner no.2 assaulted her.

4. It is submitted by learned counsel for the petitioners that petitioners are quite innocent and have committed no offence. They have been falsely implicated in this case. No such occurrence, in the manner as alleged, has ever taken place. The



allegation levelled against the petitioners is not specific rather general and omnibus in nature. There is no specific overt act against the petitioners. He further submits that there is a case and counter-case between the parties and both sides have sustained injuries. Petitioners have no criminal antecedent.

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

6. Having regard to the facts and circumstances of the case as well as considering the nature of 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 court below where the case is pending/Successor Court in connection with Kateya P.S. Case No.273 of 2023, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

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