

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.7607 of 2024

Arising Out of PS. Case No.-290 Year-2023 Thana- DARBHANGA District- Darbhanga

1.

RAJKANT JHA SON OF LATE CHUMMAN JHA @ CHUMAN JHA R/O-BANGLAGARH, P.S.-NAGAR (TOWN), DISTT.-DARBHANGA
2.

RAHUL KUMAR JHA SON OF RAJ KANT JHA R/O-BANGLAGARH, P.S.-NAGAR (TOWN), DISTT.-DARBHANGA
3.

SUJEET KUMAR JHA SON OF RAJ KANT JHA R/O-BANGLAGARH, P.S.-NAGAR (TOWN), DISTT.-DARBHANGA

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Saurav Anand, Adv.
For the Opposite Party/s : Mr. Upendra Kumar, A.P.P.

CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA
ORAL ORDER

2

19-02-2024

Heard learned counsel for the petitioners and learned A.P.P. for the State.

2. The petitioners apprehend their arrest in connection with Town P.S. Case No. 290 of 2023 instituted under Sections 341, 323, 387, 379, 504, 506 and 34 of the Indian Penal Code.

3. As per the prosecution case, on the order of the petitioner no. 1, petitioner no. 2 caught the informant and tried to press the neck of the informant and the petitioner no. 3 took away Rs.10,000 from the pocket of the informant.

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

instant case. There is land dispute between the parties due to which they have civil cases also. Petitioner no. 1 is 82 years old person and petitioner no. 2 & 3 are his sons. Petitioners have two criminal antecedents in which they are on bail in which one case was filed by the informant himself. He further submits that the petitioner no. 3 resides in Delhi and only to put pressure upon the petitioners the present case has been lodged against the petitioners. The petitioners are ready to cooperate in this case.

5. Learned A.P.P. for the State opposes the prayer for anticipatory bail.

6. Considering the facts and circumstances of the case and submissions of learned counsel for the parties, in the event of arrest or surrender before the Court below within six weeks from today, the petitioners be released on bail upon furnishing bail bonds of Rs. 10,000/- (ten thousand) each with two sureties of the like amount to each to the satisfaction of the learned C.J.M., Darbhanga in connection with Town P.S. Case No. 290 of 2023, subject to the conditions laid down in Section 438(2) of the Code of Criminal Procedure, 1973.

(Sunil Dutta Mishra, J)

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