

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.15837 of 2024

Arising Out of PS. Case No.-27 Year-2024 Thana- WARISLIGANJ District- Nawada

1. Santosh Raut @ Santosh Kumar Raut S/o Jagdish Raut Resident of Village- Balwapar, P.S.- Warisaliganj, District- Nawada
2. Sonu Kumar S/o Santosh Raut @ Santosh Kumar Raut Resident of Village- Balwapar, P.S.- Warisaliganj, District- Nawada
3. Indu Raut @ Jitendra Kumar Son Mahendra Raut @ Mahendra Prasad Resident of Village- Balwapar, P.S.- Warisaliganj, District- Nawada
4. Sonu Kumar S/o Nawal Raut Resident of Village- Balwapar, P.S.- Warisaliganj, District- Nawada
5. Manish Kumar S/o Nawal Raut Resident of Village- Balwapar, P.S.- Warisaliganj, District- Nawada
6. Nawal Raut S/o Late Kapildeo Raut Resident of Village- Balwapar, P.S.- Warisaliganj, District- Nawada
7. Deepak Kumar S/o Rammurti Raut @ Rammurti Prasad Resident of Village- Balwapar, P.S.- Warisaliganj, District- Nawada

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Manmohan Kumar , Advocate
For the Opposite Party/s : Mr. Jagdhar Prasad , APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 14-03-2024

Heard learned counsel for the parties.

2. The petitioners apprehend their arrest in a case registered for the offence under Sections 147, 148, 149, 323, 324, 332, 333, 337, 338, 307, 353 of the Indian Penal Code and Section 27 of the Arms Act.

3. As per the prosecution case, on the alleged



date and time of occurrence, two communities i.e. *Dhanuk* and *Yadav*, in order to control the business of railway rack, were firing with illegal fire-arms on each other and when the informant alongwith other police personnel arrived at the place of occurrence, they saw that three persons are lying in an injured condition on road, then they were sent to Primary Health Centre, *Warisaliganj* by police vehicle, in the meantime, both groups started pelting stones and bricks on police party, as a result of which, one of the police personnel sustained injury.

4. It is submitted on behalf of petitioners that F.I.R. has been lodged against 59 named including these petitioners, persons for pelting stones and making indiscriminate firing. Petitioner nos. 2, 4, 5 and 7 are students, whereas petitioner nos. 1, 3 and 6 are farmers. The allegations are general and omnibus in nature and no specific overt act has been alleged against any of the petitioners. Petitioners have got no concern either with the village politics or group rivalries. Petitioners claim



clean antecedent.

5. Learned A.P.P. for the State has opposed the bail petition.

6. Considering the aforesaid facts and circumstances, let the above named petitioners, in the event of their arrest/surrender within a period of six weeks from today, be enlarged on bail on furnishing bail-bonds of Rs. 10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Nawada in connection with Warisaliganj P.S. Case No. 27 of 2024, subject to condition as laid down under Section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Singh, J)

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