

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.19262 of 2024

Arising Out of PS. Case No.-178 Year-2023 Thana- BEERPUR District- Begusarai

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1. MEENA DEVI W/O BISHWANATH PODDAR R/O VILLAGE-FULKARI, P.S- BIRPUR, DISTT.- BEGUSARAI.
 2. BISHWANATH PODDAR S/O RAM UDGAR PODDAR R/O VILLAGE-FULKARI, P.S- BIRPUR, DISTT.- BEGUSARAI.

... .. Petitioners.

Versus

1. THE STATE OF BIHAR Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Nakul Jamuar, Advocate

For the Opposite Party/s : Mr. Sanjay Kumar Tiwary, APP

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 02-04-2024 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, 379, 504, 506 & 307/34 of the Indian Penal Code.

3. All the F.I.R. named accused including these petitioners are said to have assaulted the informant with fist and iron rod. The co-accused, Choote Lal Poddar assaulted by means of iron rod on head and when his son rushed in his rescue he was also beaten by them and they snatched the golden chain.

4. It is submitted by learned counsel for the petitioners that no such occurrence as alleged ever took place. Petitioners have been falsely implicated in this case. The allegation levelled against the petitioners is not specific rather general and



omnibus in nature. There is admitted land dispute between the parties and a Title suit bearing Title Suit No.144 of 2005 is going on between the parties. It is further submitted that both the petitioners are husband and wife and aged about more than 70 years. Both sides have filed cases against each other. Petitioner no.1 has one criminal antecedent whereas petitioner no.2 has four criminal antecedents as mentioned in para-3 of this application and all the cases have been filed by the informant in which petitioners are on bail.

- 5. Learned APP for the State opposed the prayer for bail.
- 6. Having regard to the facts and circumstances of the case, 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 Birpur P.S. Case No.178 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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