

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.24934 of 2024

Arising Out of PS. Case No.-4 Year-2024 Thana- ROH District- Nawada

1. Jitendra Yadav @ Jitendra Kumar Son of Vijay Yadav Resident of Village-Sheikhpura, Police Station- Roh, District- Nawada
2. Kaushal Yadav @ Kaushal Kumar Son of Vijay Yadav Resident of Village-Sheikhpura, Police Station- Roh, District- Nawada
3. Lalo Yadav @ Lalan @ Lalan Yadav Son of Late Meghan Yadav Resident of Village- Sheikhpura, Police Station- Roh, District- Nawada
4. Shailendra Yadav @ Shailendra Kumar Son of Gorelal Yadav Resident of Village- Sheikhpura, Police Station- Roh, District- Nawada
5. Santosh Yadav @ Santosh Kumar Son of Indradeo Yadav Resident of Village- Sheikhpura, Police Station- Roh, District- Nawada
6. Pappu Yadav @ Pappu Kumar Son of Baliram Yadav Resident of Village-Sheikhpura, Police Station- Roh, District- Nawada

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Birendra Kumar , Advocate
For the Opposite Party/s : Mr. Ram Sumiran Rai , APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 24-04-2024 At the outset, learned counsel for the petitioner No. 4 submits that during pendency of the case , petitioner No. 4 has already been arrested and, as such, anticipatory bail petition of petitioner No. 4 becomes infructuous and he seeks permission to withdraw his bail petition .

2. Permission is accorded.

3 . The anticipatory bail petition of the petitioner No. 4 is dismissed as withdrawn .



4. Heard learned counsel for the petitioner Nos. 1 , 2 , 3 , 5 and 6 and the State .

5 . Petitioners apprehend their arrest in a case registered for the offence punishable under sections 147, 149, 504, 307, 379, 354 and 506 of the Indian Penal Code .

6. It is alleged that these petitioners along with other co-accused persons armed with *lathi-danda* , iron-rod etc are alleged to have assaulted the informant and others due to which they sustained injury . It is further alleged that accused persons also snatched cash and golden chain from the informant side .

7. It is submitted on behalf of the petitioners that petitioners as well as informant are co-villagers and due to dispute between the parties over playing DJ a simple occurrence of *maarpeet* took place between them in which the informant and other sustained injury . As per F.I.R, petitioner Nos. 1 , 2 and 3 are non-assailant and so far as petitioner Nos. 5 and 6 are are concerned, there is general and omnibus allegation against them. Injury sustained by the injured is found to be simple in nature .

8 Learned counsel for the State oppose the bail petition.

9. Considering the nature of injury and other



circumstances of the case, in the event of arrest or surrender within six weeks from today, let the petitioner Nos. 1 , 2 , 3 , 5 and 6 as named above, be enlarged on bail on furnishing bail bond of Rs.10,000/-(ten thousand) each with two sureties of the like amount each to the satisfaction of the learned J , M Ist Class, Nawada in connection with Roh P.S. Case No. 04 of 2024 , subject to the conditions laid down under section 438(2) of the Code of Criminal Procedure .

(Prabhat Kumar Singh, J)

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