

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.39592 of 2024

Arising Out of PS. Case No.-30 Year-2023 Thana- JAMOBABAZAR District- Siwan

1. Satyendra Sah S/O Kumar Sah Raut R/O Vill - Majhwalia, Makhua Tola, P.S. - Jamo Bazar, Dist - Siwan
2. Lal Chand Prasad S/O Sakaldeo Sah R/O Vill - Majhwalia, Makhua Tola, P.S. - Jamo Bazar, Dist - Siwan
3. Girja Devi w/o Raj Kumar Rawat R/O Vill - Majhwalia, Makhua Tola, P.S. - Jamo Bazar, Dist - Siwan
4. Puja Devi W/O Lal Chand Prasad R/O Vill - Majhwalia, Makhua Tola, P.S. - Jamo Bazar, Dist - Siwan

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Bijay Prakash Singh

For the Opposite Party/s : Mr. Shailendra Kumar

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 28-06-2024 1. 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 147, 149, 341, 342, 447, 323, 307 and 353 of the Indian Penal Code read with Section 45 of the Bihar Excise Act.

3. Learned counsel for the petitioners submits that the petitioners are person with clean antecedent and petitioner nos. 3 and 4 are women and have been falsely implicated in the instant case by the informant with an allegation that police,



based on secret information, had reached the village in search of liquor when it is alleged that the accused persons including the petitioners surrounded the police and attacked the police party as a result the informant sustained cut injury.

4. Learned A.P.P. for the State opposes the prayer for anticipatory bail of the petitioners and submits that there is specific allegation against petitioner no. 1 that he assaulted a constable by *tangi* causing injury on head.

5. At this stage, the learned counsel for the petitioners seeks permission to withdraw the present anticipatory bail application with respect to petitioner no. 1.

6. Permission is accorded.

7. Accordingly, the present anticipatory bail application is dismissed as withdrawn with respect to petitioner no. 1.

8. Considering the submissions made by the learned counsel for the petitioners, the petitioner nos. **2, 3 and 4** above-named, in the event of their arrest or surrender before the learned trial court within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs. 20,000/- (Rupees Twenty Thousand) each with two sureties of the like amount each to the satisfaction of the learned trial court



where the case is pending/successor court in connection with
Jamo Bazar P.S. Case No. 30 of 2023 subject to the conditions
as laid down under Section 438 (2) of the Cr.P.C.

9. However, it is made clear the learned Trial Court
before accepting the bail bonds of the petitioners shall verify the
criminal antecedent of the petitioners and in the event if it is
found that petitioner nos. 2, 3 and 4 have antecedent of even one
case in that event, the present anticipatory bail order shall not be
given effect to.

(Satyavrat Verma, J)

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