

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No. 50358 of 2024

Arising Out of PS. Case No.-89 Year-2022 Thana- PUSA District- Samastipur

Sonu Kumar @ Sonu Kumar Mahto Son of Late Hazari Mahto Resident of
village - Gorai, Police Station - Chakamehsi, District - Samastipur.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

with
CRIMINAL MISCELLANEOUS No. 51131 of 2024

Arising Out of PS. Case No.-89 Year-2022 Thana- PUSA District- Samastipur

Arun Kumar Mahto @ Arun Mahto Son of Late Hazari Mahto Resident of
village - Gorai, Police Station - Chakamehsi, District - Samastipur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :
(In CRIMINAL MISCELLANEOUS No. 50358 of 2024)
For the Petitioner/s : Mr.Pramod Kumar Singh
For the Opposite Party/s : Mr.Ajit Kumar
(In CRIMINAL MISCELLANEOUS No. 51131 of 2024)
For the Petitioner/s : Mr.Pramod Kumar Singh
For the Opposite Party/s : Mr.Akshay Lal Pandit

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 07-08-2024 As both these bail applications have cropped up from

the same police station case number, hence, with consent of

parties, they are being heard together and disposed of by this

common order.

2. Heard learned counsel for the petitioners and

learned A.P.P. for the State.



3. The petitioners apprehend their arrest in a case registered for the offences punishable under Sections 147, 148, 149, 363, 365, 366, 406 of the Indian Penal Code.

4. Allegation against the petitioners is that these petitioners forcibly kidnapped the minor son of the informant with a view to marry with the daughter of the co-accused Shila Devi. They assaulted the son of the informant and also snatched mobile and motorcycle and when the son of the informant said that he is not ready for marriage then co-accused Shila Devi put vermilion on the head of her daughter.

5. Learned counsel for the petitioners submits 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. He submits that for the same occurrence, three F.I.R. have been lodged, one by the informant, one by police and one by co-accused Shila Devi. Similarly situated co-accused have been enlarged on bail by this Court vide order dated 31.07.2023 passed in Cr. Misc. No. 37291 of 2023. Petitioner in Cr. Misc No. 50358 of 2024 has one criminal antecedent and petitioner in Cr. Misc. No. 51131 of 2024 has no criminal antecedent as mentioned in para-3 of this



application.

6. Learned APP for the State opposes prayer for anticipatory bail.

7. Having regard to the facts and circumstances of the case and the fact that there is no specific overt act against the petitioners, 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 Pusa P.S. Case No.89 of 2022, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

anand/-

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