

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.66258 of 2024

Arising Out of PS. Case No.-109 Year-2023 Thana- KADWA District- Katihar

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1. Jangal Mahaldar Son of Late Prasadi Mahaldar Resident of village - Bhogaon Kothi, P.S.- Kadwa, District - Katihar.
 2. Ajay Mahaldar Son of Bhojal Mahaldar Resident of village - Bhogaon Kothi, P.S.- Kadwa, District - Katihar.
 3. Chhotu Mahaldar Son of Bhojal Mahaldar Resident of village - Bhogaon Kothi, P.S.- Kadwa, District - Katihar.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Amrita Devi Wife of Rohit Kumar Singh Resident of village - Bhogaon Kothi, P.S.- Kadwa, District - Katihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Satya Narayan Yadav, Adv.

For the Opposite Party/s : Mr. Jai Narain Thakur

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 03-10-2024 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 147, 149, 341, 307, 323, 504, 506, 34 of the Indian Penal Code.

3. Allegedly, all the FIR named accused persons including the petitioners are said to have assaulted the informant as well as her husband and Bablu Singh by means of *lathi-danda* due to which they sustained injuries.

4. It is submitted by learned counsel for the petitioners



that the petitioners are quite innocent and have committed no offence. No such occurrence as alleged has ever taken place. Petitioners have been falsely implicated in this case due to ulterior motive. The allegation levelled against the petitioners is totally false and based on concocted facts. There is admitted land dispute between the parties. Both sides have filed cases against each other. The injuries sustained by the informant's side were found simple in nature. It is further submitted that petitioners have no criminal antecedent as mentioned in para-3 of this application.

5. Learned APP for the State opposes the prayer for bail.

6. Having regard to the facts and circumstances of the case, as there is admitted land dispute between the parties and the injuries sustained by the injured are simple in nature, 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 Kadwa P.S. Case No. 109 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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