

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.70267 of 2024

Arising Out of PS. Case No.-19 Year-2024 Thana- Banma Itahari District- Saharsa

1. Hari Nandan Yadav @ Hari Yadav son of Late Bisho Yadav village- Sukhasan Po- Rasalpur, Ps- Banma Ithari, Dist- Saharsa
2. Haridayal Yadav @ Hardayal Yadav son of Bishundeo Yadav village- Sukhasan Po- Rasalpur, Ps- Banma Ithari, Dist- Saharsa
3. Sumit Kumar @ Sumit Yadav Son of Kailash Yadav village- Sukhasan Po- Rasalpur, Ps- Banma Ithari, Dist- Saharsa
4. Vivek Kumar @ Vivek Yadav son of Maheshwar Yadav village- Sukhasan Po- Rasalpur, Ps- Banma Ithari, Dist- Saharsa

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr.Diwakar Prasad Singh, Adv.
For the State	:	Mr.Dilip Kumar No.1, APP

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 21-10-2024 Heard learned counsel for the petitioners and Mr. Dilip Kumar No.1, learned APP for the State.

2. Petitioners apprehend their arrest in a case registered for the offence punishable u/s 341, 323, 324, 325, 307, 504, 34 of the IPC.

3. The F.I.R. named accused persons including the petitioners are alleged to have indiscriminately assaulted the informant's side.

4. It is submitted by learned counsel for the petitioners that petitioners are quite innocent and have committed no offence. They have been falsely implicated in this case due to ulterior



motive. No such occurrence, in the manner as alleged, has ever taken place. The allegation levelled against the petitioners is not specific rather general and omnibus in nature. The specific allegation to assault the son of the informant namely Milan Kumar, who has received two grievous injury is against the co-accused Pankaj Yadav. Other injured persons have sustained simple injury. There is case and counter-case between the parties. Petitioners have no criminal antecedent.

5. Learned APP for the State opposed the prayer for bail.
6. Having regard to the facts and circumstances of the case, since the injuries alleged to be inflicted by the petitioners 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 court below where the case is pending/Successor Court in connection with Banma Ithari P.S. Case No.19 of 2024, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

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