

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.68231 of 2024

Arising Out of PS. Case No.-393 Year-2024 Thana- AMARPUR District- Banka

1. Ranjeet Yadav @ Ranjeet Kumar Yadav Son of Manilal Yadav Resident of Village- Gururaidih, P.S.- Fullidumar, Dist.- Banka
2. Birendra Yadav @ Vijendra Yadav Son of Keshav Yadav Resident of Village- Gururaidih, P.S.- Fullidumar, Dist.- Banka
3. Harish Yadav Son of Keshav Yadav Resident of Village- Gururaidih, P.S.- Fullidumar, Dist.- Banka
4. Sanjay Yadav Son of Keshav Yadav Resident of Village- Gururaidih, P.S.- Fullidumar, Dist.- Banka
5. Jagdish Rai @ Munna Rai Son of Arjun Rai Resident of Village- Govardaha, P.S.- Fullidumar, Dist.- Banka
6. Rajendra Turi Son of Late Gango Turi Resident of Village- Govardaha, P.S.- Fullidumar, Dist.- Banka
7. Dilip Turi Son of Mohan Turi Resident of Village- Govardaha, P.S.- Fullidumar, Dist.- Banka
8. Surendra Turi Son of Late Shivan Turi Resident of Village- Govardaha, P.S.- Fullidumar, Dist.- Banka
9. Chabilal Turi Son of Late Shivan Turi Resident of Village- Govardaha, P.S.- Fullidumar, Dist.- Banka

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Md. Nurul Hoda, Advocate
For the Opposite Party/s : Mr.Satyendra Prasad, APP

CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY
ORAL ORDER

2 25-10-2024 At the outset, learned counsel for the petitioners submits that the petitioner no. 4, namely, Sanjay Yadav has been arrested during the pendency of the application and as such, he seeks permission to withdraw the bail application of petitioner no. 4.



2. Permission accorded.

3. Accordingly, the application as against the petitioner no. 4, Sanjay Yadav stands dismissed as the same has become infructuous.

4. Heard learned counsel for the petitioner and learned APP for the State.

5. The instant application for anticipatory bail has been filed by the petitioners apprehending their arrest in connection with Amarapur (Fulidumar) P.S. Case no. 393 of 2024 instituted for the offence under Sections 147, 148, 149, 353, 332, 333 and 307 of the Indian Penal Code.

6. The prosecution case is that the police officials saw that one person on a motorcycle was coming there from village Guraydih. On suspicion, he was stopped and after breath analyzer, smell of '*alcohol*' was coming out of his mouth. In the meanwhile, group of persons arrived there and they tried to free Ranjit Yadav from the police officials. It is further alleged that Mob started stone pelting due to which one police official received head injury. Accordingly, the FIR.

7. Learned counsel for the petitioners have submitted that petitioners are innocent and have falsely been implicated in connection with the present case. It is further submitted that on



perusal of the FIR itself, it is clear that there is no specific allegation against any of the petitioners. There is general and omnibus allegation against all the petitioners. Moreover, the petitioners are having no criminal antecedent.

8. Learned APP appearing for the State opposed the prayer of bail of the petitioners.

9. Having heard learned counsel for the parties and in the facts and circumstances of the case as stated above, this Court is inclined to enlarge the petitioners on bail (except petitioner no. 4, Sanjay Yadav). The petitioners are directed to surrender in the Court below within a period of four weeks from today and in the event of their arrest or surrender in connection with Amarpur (Fulidumar) P.S. Case no. 393 of 2024, they will be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Banka, subject to the conditions as laid down under section 438(2) of the Cr.P.C.

(Ashok Kumar Pandey, J)

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