

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.71315 of 2024

Arising Out of PS. Case No.-233 Year-2024 Thana- BANIAPUR District- Saran

1. Bhola Mahto S/o Late Ram Charitra Mahto R/o vill - Dhoabawal, P.O.-
Dhanaw, P.s. - Baniapur, Distt. - Saran
2. Krishna Mahto S/o Late Ram Charitra Mahto R/o vill - Dhoabawal, P.O.-
Dhanaw, P.s. - Baniapur, Distt. - Saran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Krishna Prasad Singh, Sr. Adv.
Mr.Amit Kumar, Adv.
For the Opposite Party/s : Mr.Raj Ballabh Singh, APP

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 23-10-2024 Heard the parties.

2. The petitioners apprehend their arrest in a case registered for the offence punishable u/s 341, 323, 324, 307, 504 and 506 of the IPC.

3. Allegedly, the petitioners are said to have assaulted the informant and his wife brutally by means of bricks and stones.

4. It is submitted by learned Senior 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. For the alleged occurrence, there is case and counter-case between the parties and both sides have sustained injuries. It is submitted that there is land dispute



between the parties and petitioners are very old persons, aged above 70 years, having no criminal antecedent.

5. Learned APP for the State opposed the prayer for bail by submitting that the injury of the informant’s wife has been found grievous in nature.

6. Having regard to the facts and circumstances of the case and considering the age of 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 court below where the case is pending/Successor Court in connection with Baniyapur P.S. Case No.233 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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