

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.73905 of 2024

Arising Out of PS. Case No.-37 Year-2021 Thana- GHOGHARDIHA District- Madhubani

1. Mukesh Kumar Jha S/O Lalan Jha @ Lal Narayan Jha R/O Village and P.S- Ghoghardiha, Distt.- Madhubani.
2. Lalan Jha @ Lal Narayan Jha S/O Rati Kant Jha R/O Village and P.S- Ghoghardiha, Distt.- Madhubani.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ratnakar Jha, Adv
For the Opposite Party/s : Mr. Dilip Kumar No.1, APP

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 28-10-2024 Heard Mr. Ratnakar Jha, learned counsel for the petitioner and Mr. Dilip Kumar No.1, learned A.P.P. for the State.

2. The petitioners apprehend their arrest in a case registered for the offence punishable under Sections 341, 323, 324, 307, 379, 504, 506/34 of the Indian Penal Code.

3. As per the FIR, the allegation against the petitioners is that they assaulted the informant and his son by means of knife, blade and iron rod.

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. 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. There is a case and counter case between the parties and both sides have sustained simple injuries. There is also an admitted land dispute between the parties. There is no specific overt act against the petitioners. Petitioner no.1 has two criminal antecedent and petitioner no.2 has one criminal antecedent.

5. Learned APP for the State opposed the prayer for anticipatory bail.

6. Having regard to the facts and circumstances of the case, 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 Ghoghardiha P.S. Case No.37 of 2021, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

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