

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.79756 of 2024

Arising Out of PS. Case No.-253 Year-2024 Thana- SIWAN MUFFASIL District- Siwan

1. Jaipal Yadav S/o- Sudama Chaudhary Resident of Village- Kandhwara PS-Siwan Mufassil District-Siwan
2. Sudama Chaudhary S/o- Late Kailash Chaudhary Both of Resident of Village- Kandhwara PS-Siwan Mufassil District-Siwan

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Prabhakar Singh, Advocate

For the Opposite Party/s : Mr.Arun Kumar Singh, APP

CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY
ORAL ORDER

2 28-11-2024 Heard learned counsel for the petitioners and learned
APP for the State.

2. The instant application for anticipatory bail has been filed by the petitioner apprehending their arrest in connection with Siwan Muffasil P.S. Case no. 253 of 2024 instituted for the offence under Sections 323, 379, 467, 468, 471, 420, 406, 504, 506, 120B/34 of the Indian Penal Code.

3. The prosecution case is that the complainant/informant has purchased one katha of land from accused nos. 4 & 5 for an consideration amount of Rs. 35,000,00/-. It is further alleged that on 28.01.2024 when the informant started construction and has collected construction



material at that time accused no. 1, 2 and 3 stopped him from construction. It is further alleged that accused no. 3, pointed gun and threatened him of dire consequences. Accordingly, the FIR.

4. Learned counsel for the petitioners has submitted that petitioners are innocent and has falsely been implicated in connection with the present case. From the entire story of the complainant/informant, it transpires that there is land dispute and the entire dispute seems to be a civil in nature. The only allegation of pointing gun is against the petitioner no. 2. No one has received any injury. It is an attempt to get the civil dispute resolved to criminal case which is not permitted.

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

6. 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. 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 Siwan Muffasil P.S. Case no. 253 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, Siwan, subject to the conditions as laid down under
section 438(2) of the Cr.P.C.

(Ashok Kumar Pandey, J)

Jagdish/-

U		T	
---	--	---	--

