

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.84362 of 2023

Arising Out of PS. Case No.-288 Year-2022 Thana- SONBERSHA RAJ District- Saharsa

1. SOMAN MAHTO SON OF SAHDEV MAHTO RESIDENT OF VILLAGE -MOURA WARD NO 7 PS- SONBARSARAJ DISTRICT- SAHARSA
2. ASHOK MAHTO SON OF SAHDEV MAHTO RESIDENT OF VILLAGE -MOURA WARD NO 7 PS- SONBARSARAJ DISTRICT- SAHARSA
3. SUSHIL MAHTO @ SUSHIL KUMAR MAHTO SON OF ASHOK MAHTO RESIDENT OF VILLAGE -MOURA WARD NO 7 PS- SONBARSARAJ DISTRICT- SAHARSA

... .. Petitioner/s

Versus

The State of Bihar BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Diwakar Prasad Singh
For the Opposite Party/s : Mr. Rajendra Nath Jha

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 12-01-2024 Heard the parties.

2. The petitioners apprehend their arrest in a case registered for the offence punishable under Sections 341, 323, 325, 307, 354(B), 379, 504, 506, 34 of the Indian Penal Code.

3. Allegedly, the petitioners and other co-accused persons assaulted the informant's side by means of several weapons due to which they sustained injuries.

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. Petitioner no.1 and 2 have two criminal antecedent and petitioner no.3 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 as well as considering that the injuries are of simple 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 Sonbarsa Raj P.S. Case No.288 of 2022, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

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