

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.85719 of 2024

Arising Out of PS. Case No.-315 Year-2024 Thana- GARKHA District- Saran

1. Umesh Rai @ Umesh Ray Son of Laxan Rai Resident of Village- Jilkabad, Mathiyabad, P.S.- Garkha, District- Saran
2. Raghuwar Rai @ Raghuwar Ray Son of Laxan Rai Resident of Village- Jilkabad, Mathiyabad, P.S.- Garkha, District- Saran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Girjish Kumar
For the Opposite Party/s : Mr. Raj Ballabh Singh

CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY
ORALORDER

2 13-12-2024 Heard learned counsel for the petitioners and learned
APP for the State.

2. The instant application for anticipatory bail have been filed by the petitioners apprehending their arrest in connection with Garkha Thana P.S. Case no. 315 of 2024 instituted for the offence under Sections 341, 323, 324, 325, 307, 379, 504 and 34 of the Indian Penal Code.

3. The case of the prosecution is that petitioners along with others assaulted the informant by means of *sword, farsa, lathi*. As the son of informant Mritunjay Kumar came to rescue, Rakesh Kumar Yadav and Vikas Rai assaulted with *Talwar* on the head of Mrityunjay Kumar. It is further alleged that Amit Kumar assaulted with an *iron rod* to Mrityunjay Kumar Rai. Vikas Rai was assaulted by Raghuvar Rai by mean of *dab*.

4. Learned counsel appearing on behalf of the



petitioners have submitted that petitioners are innocent and have committed no offence. They have falsely been implicated in this case.

5. In contra, learned APP appearing for the State opposes 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 Garkha Thana P.S. Case No. 315 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 Additional Chief Judicial Magistrate IV, Saran at Chapra subject to the conditions as laid down under section 438(2) of the Cr.P.C.

(Ashok Kumar Pandey, J)

Sudhanshu/-

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