

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.1524 of 2024

Arising Out of PS. Case No.-1002 Year-2023 Thana- TURKAULIYA District- East
Champaran

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1. BANARAS RAI S/O LATE SHUKDEO RAI VILLAGE- JAISINGHPUR
CHILRAW, P.S TURKAULIYA, DISTICT- EAST CHAMPARAN
 2. LAL BAHADUR RAI S/O LATE BHADAI RAI VILLAGE-
JAISINGHPUR CHILRAW, P.S TURKAULIYA, DISTICT- EAST
CHAMPARAN
 3. DAYAL RAI S/O LATE BHADAI RAI VILLAGE- JAISINGHPUR
CHILRAW, P.S TURKAULIYA, DISTICT- EAST CHAMPARAN

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s :	Mr.Krishna Kant Singh
For the Opposite Party/s :	Mr. Mushtaque Alam
For the Informant	Mr. Abhishek Kumar

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

4 05-07-2024 Heard learned counsel for the petitioners and learned
APP for the State.

2. The instant application for anticipatory bail has been filed by the petitioners apprehending their arrest in connection with Turkauliya P.S. Case no. 1002 of 2023 instituted for the offence under Sections 147, 148, 149, 341, 323, 324, 307, 447, 379, 504 and 506 of the Indian Penal Code and Section 27 of the Arms Act.

3. As per allegation in the FIR, co-accused persons along with the petitioners assaulted the informant's brother,



namely, Dhamu Kumar and Fulena Rai due to which they sustained injuries. The reason behind this as alleged occurrence is said to be land dispute.

4. Learned counsel appearing on behalf of the petitioners has submitted that petitioners are innocent and have committed no offence. They have falsely been implicated in this case due to village politics. Allegation against the petitioner nos. 2 and 3, is that they assaulted to Fulena Rai on his leg, but from perusal of injury report, the nature of injury is simple caused by hard and blunt substance. A statement has been made in para-3 of this petition that the petitioners have got no criminal antecedent. Similarly situated other accused person has already been enlarged on bail by this Court vide order dated 2.7.2024 passed in Cr. Misc. No. 33677 of 2024.

5. Learned APP appearing for the State has opposed the prayer of Bail.

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 Turkauliya P.S. Case no. 1002



of 2023, they will be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rupees ten thousand) on each of them with two sureties of the like amount each to the satisfaction of learned C.J.M., East Champaran, Motihari subject to the conditions as laid down under section 438(2) of the Cr.P.C.

(Sunil Kumar Panwar, J)

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