

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.15729 of 2025

Arising Out of PS. Case No.-350 Year-2024 Thana- KHAGARIA District- Khagaria

1. Arjun Rajak S/O Ratilal Rajak Resident of Village- Khargi Tirasi, P.S- Gangour, Distt.- Khagaria.
2. Subodh Rajak S/O Ratilal Rajak Resident of Village- Khargi Tirasi, P.S- Gangour, Distt.- Khagaria.
3. Shashi Rajak S/O Ratilal Rajak Resident of Village- Khargi Tirasi, P.S- Gangour, Distt.- Khagaria.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Jai Kishor Poddar, Advocate
For the Opposite Party/s : Mr. Binod Kumar, APP

CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY
ORAL ORDER

2 21-04-2025 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 Khagaria P.S. Case No. 350 of 2024 instituted for the offence under Sections 307, 147, 323, 341, 342, 504 of the Indian Penal Code and $\frac{3}{4}$ of Dayen act (witch craft Act).

3. The case of the prosecution is that the petitioners assaulted Dharmveer Rajak and Kamli Rajak with *lathi* due to



which they received head injury.

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. A statement has been made in para-3 of this petition that the petitioners have got no criminal antecedent. It has further been submitted that there is also a counter version of this case. On perusal of the complaint petition, it would transpire that the occurrence is of 11.05.2024, whereas the complaint petition was filed on 10.06.2024, i.e., there is delay of at least a month in filing the complaint petition. There is only allegation of assaulting the informant and his family members with *lathi*.

5. Learned APP appearing for the State has opposed the prayer for 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 Khagaria P.S. Case No. 350 of 2024, they will be enlarged on bail on each of them



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, Khagaria, subject to the conditions as laid down under section 438(2) of the Cr.P.C.

(Ashok Kumar Pandey, J)

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