

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.49163 of 2024

Arising Out of PS. Case No.-97 Year-2021 Thana- PARASBIGHA District- Jehanabad

- 1 . KAMLESH YADAV @ MUKESH YADAV SON OF GIRJA YADAV
VILLAGE- BHUBAN BIGHA, P.S.- PARAS BIGHA, DISTT.-
JEHANABAD
2. SUJEET KUMAR SON OF MITHLESH YADAV VILLAGE- BHUBAN
BIGHA, P.S.- PARAS BIGHA, DISTT.- JEHANABAD
- 3 . DEEPAK KUMAR SON OF KAMLESH YADAV @ MUKESH YADAV
VILLAGE- BHUBAN BIGHA, P.S.- PARAS BIGHA, DISTT.-
JEHANABAD

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Nityanand Neeraj, Advocate
For the Opposite Party/s : Mr. Arvind Kumar Pandey, APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

5 10-01-2025 At the outset, learned counsel for the petitioners seeks
permission to withdraw the anticipatory bail application with
regard to petitioner No. 1 .

2. Permission is granted.

3 . The anticipatory bail application with regard to
petitioner No. 1 is, accordingly, dismissed as withdrawn .



4. Heard learned counsel for the petitioner Nos. 2 and 3 and the State.

5 . Petitioner Nos. 2 and 3 apprehend arrest in a case registered for the offences punishable under Sections 147, 149, 341 , 307 and 504 of Indian Penal Code .

6. As per prosecution case , on the alleged date and time of occurrence , petitioner No. 3 and co accused Roushan Kumar caught hold of brother of informant and thereafter co-accused Kamlesh Yadav assaulted with sword on the head of brother of informant.

7. Learned counsel for the petitioners submits that as per F.I.R., specific accusation of assault is against co-accused Kamlesh yadav. So far as, these petitioners are concerned, there is no allegation of any overt act against them.

8 . Learned counsel for the informant vehemently opposed the bail application .

9. Considering the fact that there is no allegation of any overt act against these petitioners and other circumstances this anticipatory bail is allowed and it is ordered that let the above named petitioner Nos. 2 and 3 in the event of their arrest/surrender before the court below within a period of eight weeks from today, be enlarged on bail on furnishing bail-bond



of Rs. 10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of learned CJM Jehanabad in connection with Parasbigha P. S. Case No. 97 of 2021 , subject to condition as laid down under Section 438 (2) of the Code of Criminal Procedure .

(Prabhat Kumar Singh, J)

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