

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.74931 of 2024

Arising Out of PS. Case No.-92 Year-2024 Thana- MANIHARI District- Katihar

1.

Amarnath Yadav S/o- Late Lakhan Yadav Resident of village- Mednipur Matrutola PS-Manihari District- Katihari
2.

Munna Yadav @ Munna Kumar Son of Amarnath Yadav Resident of village- Mednipur Matrutola PS-Manihari District- Katihari

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s

:

Mr. Md Musowir, Advocate

For the Opposite Party/s

:

Mr. Md. Fahimuddin, APP

CORAM: HONOURABLE JUSTICE SMT. SONI SHRIVASTAVA
ORAL ORDER

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10-04-2025

Heard learned Counsel for the petitioner and learned Additional Public Prosecutor for the State.

2. The petitioner apprehends his arrest in a case registered for the offences punishable under Sections 323, 341, 447, 448, 450, 504, 506, 379/34 of the I.P.C.

3. The prosecution story as disclosed in the F.I.R. is that on 21.04.2024, both the petitioners entered into the house of the informant Yogesh Kumar Yadav having arms and upon pointing arms on the son of the informant Ashis Yadav they assaulted him. It has also been alleged that petitioner no. 2 Munna Yadav took out cash amounting to Rs. 30,000/- from the godrej along with golden ornaments

worth 1,50,000/- and also assaulted the younger son of the informant with fists and slaps.

4. Learned counsel for the petitioner submits that there is a previous enmity between the parties and as a matter of fact, no such occurrence had ever happened on the date of occurrence. It is further submitted by the learned counsel for the petitioner that according to the F.I.R., no *hulla* was raised by the son of the informant and there is no allegation of firing etc. It has also been submitted that no recovery was made from the possession of the petitioners or any of their family members.

5. Learned APP for the State opposes the prayer for anticipatory bail application.

6. Taking into consideration all the above mentioned facts and circumstances, let the petitioners, above named, in the event of their arrest or surrender before the Court below within four weeks, be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of C.J.M. Katihar, District-Kaimur in connection with Manihari P.S. Case No. 92 of 2024 subject to the condition laid down

under Section 438 (2) of the Code of Criminal Procedure/Section 482 (2) of the B.N.S.S., 2023, with further condition that the petitioner shall co-operate in the investigation/trial.

(Soni Shrivastava, J)

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