

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.16207 of 2021

Arising Out of PS. Case No.-120 Year-2020 Thana- ROH District- Nawada

1. Binay Yadav S/O Late Karu Yadav R/O Village- Mahkar, P.S.- Roh, District- Nawada
2. Shiv Shankar Kumar S/O Bhola Yadav R/O Village- Mahkar, P.S.- Roh, District- Nawada
3. Rajballabh Yadav @ Rajballabh Kumar S/O Yamuna Yadav R/O Village- Mahkar, P.S.- Roh, District- Nawada
4. Santosh Kumar S/O Gaya Yadav R/O Village- Mahkar, P.S.- Roh, District- Nawada
5. Ravindra Kumar S/O Ram Awatar Yadav R/O Village- Mahkar, P.S.- Roh, District- Nawada
6. Sharwan Kumar @ Sharwan Prasad S/O Bodhal Yadav R/O Village- Mahkar, P.S.- Roh, District- Nawada
7. Arbind Kumar S/O Ramashish Yadav R/O Village- Mahkar, P.S.- Roh, District- Nawada
8. Mohan Yadav @ Mohan Kumar S/O Raghuwar Yadav @ Matuk Yadav R/O Village- Mahkar, P.S.- Roh, District- Nawada
9. Vikash Kumar S/O Prakash Yadav @ Chulahan Yadav R/O Village- Mahkar, P.S.- Roh, District- Nawada

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Arjun Prasad
For the Opposite Party/s : Mrs. Rita Verma

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

4 30-06-2022 Heard learned counsel for the petitioners, informant and learned Additional Public Prosecutor for the State.

Learned counsel for the petitioners undertakes to remove the defects within three weeks. In the eventuality of non-removal of defects within undertaken period, the office will place the matter before the Bench.



The petitioners are apprehending their arrest in a case registered for the offence punishable under Sections 147, 148, 149, 341, 323, 324, 307, 504, 506 of the Indian Penal Code and later on added Section 302 of the Indian Penal Code.

Petitioners are said to have assaulted the informant and his father by means of lathi-danda and Gadasa.

It is submitted by learned counsel for the petitioners that petitioners are innocent and have been falsely implicated in this case. He submits that there is case and counter case between the parties and both sides have sustained injury. He submits that there is specific allegation against co-accused Satish Yadav who assaulted on the head of the father of the informant by means of Gadasa, resultantly, father of the informant died during course of treatment. He submits that there is so many cases have been lodged against in between the petitioners and informant party each other. He further submits that petitioners have five criminal antecedent as stated in para-3 of this application.

Learned APP for the State opposes the prayer for bail.

Considering the fact that there is specific allegation against co-accused Satish Yadav, the above named petitioners



in the event of their arrest or surrender before the learned Court below within a period of six weeks from today, be enlarged on bail on furnishing bail bond of Rs.25,000/- (Rupees Twenty Five Thousand) each with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending/successor court in connection with Roh P.S. Case No. 120 of 2020, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

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