

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.14044 of 2015**

Arising Out of PS.Case No. -58 Year- 2014 Thana -PHENHARA District-  
EASTCHAMPARAN(MOTIHARI)

- =====
1. Ramchandra Sahani S/o Lal Sahani
  2. Lal Sahani S/o Nirse Sahani
  3. Raj Kumar Sahani S/o Lal Sahani
  4. Mishri Sahani S/o Buchai Sahani
  5. Nagina Mahto S/o Late Brahmdeo Mahto

.... .... Petitioner/s

Versus

The State of Bihar.

.... .... Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Sangeet Deokuliari, Advocate

For the Opposite Party/s : Mr. Sadanand Paswan (Spl. Pp)

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**CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH**

ORAL ORDER

2      08-05-2015                      Heard learned counsels for the petitioners and the  
  
State.

The petitioners are apprehending arrest in a case registered for the offences punishable under Sections 341, 323, 324, 379, 504/34 of the Indian Penal Code section 3(1) (x) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act.

It is alleged that protest was made when the accused persons were constructing brick-wall on the land of the informant then the accused person assaulted the informant and abused by calling caste name. Petitioner no.1 snatched silver chain worth Rs.10,000/- from the neck of the informant.

It is submitted by learned counsel for the petitioners

that there is counter version of the occurrence and in the background of land dispute the accusation has been levelled. Admittedly, the occurrence took place in the constructed house of the informant, which cannot be treated the place of public view. A statement has been made in paragraph 3 of the petition that the petitioners have no criminal antecedent.

Considering the aforesaid facts, let the above named petitioners be released on anticipatory bail, in the event of arrest or surrender before the learned Court below within a period of 12 weeks from today, on furnishing bail bond of ₹10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of the learned Sub-Divisional Judicial Magistrate, Sikarahana at Motihari in connection with Phenhara P.S. Case No.58 of 2014, subject to the conditions as laid down under Section 438(2) Cr.P.C.

Ashwini/-

**(Dinesh Kumar Singh, J)**

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