

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.11694 of 2015

Arising Out of PS.Case No. -3209 Year- 2014 Thana -VAISALI COMPLAINT CASE District-
VAISHALI(HAJIPUR)

1. Anil Rai S/o Bhulan Rai

2. Sunil Rai S/o Bhulan Rai

3. Arun Rai S/o Yogendra Rai

All Resident of Village Govindpur Jhakhraha, P.S. Raja Pakar, District
Vaishali.

.... Petitioner/s

Versus

1. The State of Bihar.

2. Shashi Kant Kumar S/o Parmanand Rai Resident of Village Govindpur
Jhakhraha, P.S. Raja Pakar, District Vaishali.

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Smt. Anuradha Singh

For the Opposite Party/s : Mr. Akbar Ali (App)

CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

2 27-04-2015 Heard learned counsel for the petitioners as well
as learned Additional Public Prosecutor for the State.

Petitioners apprehend their arrest in connection
with Complaint Case No. 3209 of 2014 in which cognizance
has been taken for the offence punishable under Section 387 of
the Indian Penal Code.

The contention on behalf of the petitioners is that



petitioners are agnates of the complainant (opposite party no. 2) and prior to filing of the Complaint Case No. 3209 of 2014, the complainant had lodged Raja Pakar P.S. Case No. 151 of 2014 against the petitioners and the petitioners were enlarged on police bail in the aforesaid case as the said case had been registered under bailable sections and thereafter, the complainant has brought this false case against the petitioners. It is also pointed out on behalf of the petitioners that some co-accused have already been granted privilege of anticipatory bail by the learned court below itself but the prayer for anticipatory bail of these petitioners was rejected taking note of the allegations levelled in the complaint petition.

Considering the aforesaid facts and circumstances as well as submissions of the parties and also this aspect of the matter that except the above stated Raja Pakar P.S. Case No. 151 of 2014, petitioners have no criminal antecedent, this anticipatory bail petition is allowed and it is ordered that petitioners, in the event of their arrest/ surrender within four weeks from the date of receipt of this order to the court concerned, shall be released on bail on furnishing bail bonds of Rs 10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of the Sub Divisional Judicial

Magistrate, Vaishali at Hajipur in Complaint Case No. 3209 of 2014 subject to condition as laid down under Section 438(2) of the Cr.P.C.

(Hemant Kumar Srivastava, J)

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