

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.22064 of 2015

Arising Out of PS.Case No. -75 Year- 2014 Thana -KESARIA District-
EASTCHAMPARAN(MOTIHARI)

- =====
1. Rambha Devi W/o Ravindra Rai
 2. Babita Devi W/o Dharmendra Rai
 3. Yoga Devi W/o Deo Nand Rai
 4. Ravindra Rai S/o Deo Nand Rai
 5. Dharmendra Rai S/o Deo Nand Rai
- All Resident of Village Kadhan, P.S. Kesariya, District East Champaran
(Motihari).

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Dhurendra Kumar
For the Opposite Party/s : Mr. Smt. Sucheta Yadav (App)

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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

2 07-07-2015 Heard learned counsel for the petitioners as well as
learned Additional Public Prosecutor for the State.

Petitioners apprehend their arrest in connection with
Kesaria P.S. Case No. 75 of 2014 registered for the offences
punishable under Sections 341, 323, 307, 379, 504/34 of the
Indian Penal Code.

Petitioners no. 1, 2 and 3 are ladies and there is
allegation against petitioner no. 1 that she assaulted the informant
and so far as petitioners no. 2 and 3 are concerned, no specific
overt-act has been attributed against them. Similarly, there is

allegation against petitioner no. 4 that he assaulted the informant by means of iron rod but no specific overt-act has been attributed against petitioner no. 5.

Learned counsel for the petitioners drew my attention towards Annexure-2 to this petition and submits that injured sustained altogether three injuries but almost all the injuries are simple in nature, said to be caused by hard blunt substance. It is also pointed out by him that all the above stated injuries were found on knee, elbow, palm of wrist and no injury on the vital part of body of the informant was found.

However, from perusal of the impugned order of learned Sessions Judge, East Champaran, Motihari it would appear that in course of investigation, police found the case true under Sections 447, 341, 323, 504/34 of the Indian Penal Code.

Therefore, in my view, petitioners do not have any apprehension of their arrest and accordingly, this petition stands disposed of being not maintainable.

(Hemant Kumar Srivastava, J)

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