

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.24483 of 2015

Arising Out of PS.Case No. -57 Year- 2015 Thana -JHAJHA District- JAMUI

- =====
1. Usman Mian Son of Liyakat Mian
 2. Mustkim Son of Sobrati Mian
 3. Gujar Mian, Son of Rahman Mian.
 4. Ishak Mian, S/o Ishlam Mian.
 5. Munna Mian, S/o Ishak Mian.
 6. Karu Mian, Son of Sobrati Mian.
 7. Sarafat Mian, Son of Usman Mian All resident of Village- Kunjra Toli, Narganjo, P.S. Jhajha, District Jamui.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Satya Prakash Parasar
For the Opposite Party/s : Mr. Sadanand Paswan (Spl. Pp)

=====

CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 02-07-2015

Heard learned counsels for the petitioners
and the State.

Petitioners are apprehending their arrest in
a case registered for the offences punishable under Sections
201, 376, 448, 323/34 of the Indian Penal Code and Section
3(1)(xi)(xii) of the SC & ST (Prevention of Atrocities) Act.

It is alleged that co-accused Md. Islam
entered into the house of the informant and ravished her. On
alarm being raised the villagers caught Md. Islam but
subsequently petitioners came and got Md. Islam released.

It is submitted by learned counsel for the
petitioners that accusation of committing offence of rape is only
against Md. Islam who is not petitioner before this Court.

Moreover the victim in her 164 Cr.P.C statement has not named these petitioners as she only suggested that villagers came and got Md. Islam released.

A statement has been made in para 3 of the petition that petitioners have no criminal antecedent.

Considering the aforesaid facts, let the petitioners, above named, in the event of their arrest or surrender before the Court below within a period of 12 weeks from today, be released on anticipatory bail on furnishing bail bond of Rs. 10,000/-(ten thousand) each with two sureties of the like amount each to the satisfaction of learned Sub-Divisional Judicial Magistrate, Jamui in connection with Jhajha P.S. Case No. 57 of 2015, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Dinesh Kumar Singh, J)

Shageer/-

U		T	
---	--	---	--