

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.34213 of 2015

Arising Out of PS.Case No. -20 Year- 2015 Thana -SARAIYA District- MUZAFFARPUR

1. Baidyanath Sahani S/o Late Aklu Sahani Resident of Village Bahiwara
Bhual, P.S. Saraiya, District Muzaffarpur.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Upendra Kumar Chaubey

For the Opposite Party/s : Mr. Nand Kishore Pd.(App)

CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 14-08-2015

Heard learned counsels for the petitioner and
the State.

Petitioner is apprehending his arrest in a case
registered for the offences punishable under Sections 147, 148,
149, 324, 325, 326, 307, 436, 380, 427, 302, 153A, 295A, 363
of the Indian Penal Code.

The accusation is that on kidnapping of one
Bharatendu, Saraiya P.S. Case No. 09 of 2015 was registered.
Subsequently the dead body of Bharatendu was recovered
being buried in the field of one Lal Babu Singh when the mob
put the house of Md. Vikki and others who were accused in
Saraiya P.S. Case No. 09 of 2015 on fire. When the police
reached there then it was found that 27 houses of a particular
community were robbed and were put to fire.

It is submitted by learned counsel for the

petitioner that accusation is against the mob. The petitioner happens to be grand-father of the victim boy. The victim went traceless and police did not take any action and when the mob went to pressurize the police then the present case was lodged in order to save their skin.

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

Considering the accusation against the mob, let the petitioner, above named, in the event of his 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) with two sureties of the like amount each to the satisfaction of learned Sub-Divisional Judicial Magistrate, Muzaffarpur, West in connection with Saraiya P.S. Case No. 20 of 2014, G.R. No. 111 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	
---	--	---	--