

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.34683 of 2015

Arising Out of PS.Case No. -372 Year- 2014 Thana -MUFFASIL District-
WESTCHAMPARAN(BETTIAH)

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1. Lalbabu @ Sk. Lalbabu son of Sk. Idu
2. Sk. Nura son of Sk. Shahid Both are residents of village - Kunjlahi,
Police Station - Nautan, District - West Champaran.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Brij Kishor Mishra

For the Opposite Party/s : Mr. R.B.Roy Raman(App)

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

ORAL ORDER

2 18-08-2015

Heard learned counsels for the petitioners and the State.

The petitioners are apprehending arrest in a case registered for the offences punishable under Section 414 of the Indian Penal Code and sections 11(A),11(D),11(F) and 11(K) of the Prevention of Cruelty to the Animal Act, 1960.

It is alleged that five she-buffaloes tied with rope were being taken away by three persons when the local police was informed but the persons who were taking the she-buffaloes, namely, Kishore yadav and Kari Mian did not give any satisfactory reply disclosed the name of third person who managed to escape. The petitioners are not named in the FIR. Their name sprang up in the confessional statement of co accused Kalamuddin

Mian.

It is submitted by the learned counsel for the petitioners that except confession of the co accused, nothing has been collected against the petitioners. Statement has been made in paragraph 3 of the petition that the petitioners have no criminal antecedent.

Considering the fact that recovery of she-buffaloes was not made from the petitioners, 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 twelve weeks from today on furnishing bail bond of Rs. 10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of learned CJM, Bettiah, West Champaran in connection with Bettiah Mufassil P.S. Case No.372 of 2014 subject to the conditions as laid down under Section 438(2) Cr.P.C.

(Dinesh Kumar Singh, J)

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