

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.38166 of 2015

Arising Out of PS.Case No. -1 Year- 2015 Thana -SC/ST District- KATIHAR

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1. Sushila Gupta @ Shila Gupta @ Sheela Gupta wife of Sushil Gupta
2. Sonu kumar@Rabi Prakash Son of Sushil Gupta
Both resident of Village- Raghunathpur, Police Station - Barsoi, District
Katihar.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Santosh Kumar Verma

For the Opposite Party/s : Mr. Ram Shankar Das(Spl.P.P.)

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

02/ 18-09-2015

Heard learned counsels for the petitioners

and the State.

The petitioners are apprehending their
arrest in a case registered for the offences punishable under
Sections 147, 149, 341, 323, 354, 379, 504/34 of the Indian
Penal Cod and 3(1)(v) of SC/ST (Prevention of Atrocities) Act.

The prosecution case is that the petitioners
and other accused persons came variously armed, abused by
calling caste name and assaulted the informant, when the
informant came to his house then the accused persons also came
and assaulted the wife of the informant and petitioner Sushila
Devi snatched gold chain from the wife of the informant worth
Rs.45,000/- and co-accused Ashish Das took out Rs.24,000/-

from the box.

It is submitted by learned counsel for the petitioners that in the background of land dispute the accusation has been levelled. The FIR reflects the description of the land upon which the informant claimed possession. A proceeding under Section 144 Cr.P.C. was initiated at earlier point of time due to dispute between the parties and for the occurrence of 04.01.2015 the FIR was registered on 06.01.2015.

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

Considering the aforesaid facts, let the above named petitioners be released on anticipatory bail in the event of their arrest or surrender before the learned court below within a period of twelve weeks from today, on furnishing bail bonds of Rs.10,000/- (Ten thousand) each with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate, Katihar in connection with Katihar (SC/ST) P.S. Case No. 01 of 2015, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

DKS/-

(Dinesh Kumar Singh, J)

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