

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.15846 of 2015

Arising Out of Sonepur PS.Case No. -501 Year- 2014 Thana -SONEPUR
District- SARAN

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1. Sudarshan Rai Son of Late Ramdeo Rai
2. Amod Rai Son of Surdarshan Rai
3. Pramod Rai @ Binod Rai, Son of Sudarshan Rai, All are residents of
village - Shapur Diara (Sudama Tola), P.O. and P.S. Sonepur, District -
Saran

.... Petitioners

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Madhaw Prasad Yadaw

For the Opposite Party/s : Ms. Pushpa Sinha 2 (App)

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CORAM: HONOURABLE MR. JUSTICE I. A. ANSARI

ORAL ORDER

3 10-07-2015 This is an application, made under Section 438 of the

Code of Criminal Procedure, seeking pre-arrest bail by the

petitioners, namely, Sudarshan Rai, Amod Rai and Promod Rai @

Binod Rai, in connection with Sonepur Police Station Case No.

501 of 2014 under Section 341/323/504/307/427/379/34 of the

Indian Penal Code.

Perused the above application, materials available in the

case diary and materials on record including a copy of the order,

dated 02.03.2015, passed, in A.B.P. No.2564/5832 of 2014, by the

learned Sessions Judge, Saran at Chapra, dismissing the said

application for pre-arrest bail.

Heard Mr. Madhaw Prasad Yadaw, learned counsel for the petitioners, and Ms. Pushpa Singh 2, learned Additional Public Prosecutor, appearing on behalf of the State.

In view of the fact that perusal of record does not reveal any such incriminating materials against the petitioners, which would warrant their custodial detention and interrogation, this Court is of the view that the petitioners have been able to make out a case calling for appropriate direction for pre-arrest bail.

Considering, therefore, the matter in its entirety and in the interest of justice, it is hereby directed that the petitioners above-named shall, in the event of their arrest in connection with the case aforementioned, be released on bail of Rs. 10,000/-, with two sureties of the like amount, subject to the satisfaction of the Officer-in-Charge, Sonapur Police Station, Chapra. This direction for bail is further subject to the condition that the petitioners above-named shall, within two weeks from today, appear before the Officer-in-Charge, Sonapur Police Station, and make themselves available for interrogation by police at all reasonable time and shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade them from disclosing such facts to the Court

or to any police officer.

This application for pre-arrest bail shall stand disposed of in terms of the above observations and directions.

Let a copy of this order be sent, forthwith, to the Officer-in-Charge, Sonepur Police Station, District Saran at Chapra.

Send also a copy of this order, forthwith, to the Superintendent of Police, Saran at Chapra, by fax.

(I. A. Ansari, J)

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