

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.43562 of 2014

Arising Out of PS.Case No. -49 Year- 2014 Thana -HARIJAN PS. District- NALANDA
(BIHARSHARIFF)

- =====
1. Meena Devi Wife of Ram Pyare Prasad
 2. Sonu Kumar son of Ram Pyare Prasad
 3. Ram Pyare Prasad @ Pyare Mahto, Son of Late Gopinath Prasad.
- All are Resident of Village-Khemanbigha, P.S.-Noorsarai, District-Nalanda.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Satya Ranjan Sinha, Advocate.

For the Opposite Party/s : Mr. Ambika Bhagat (A.P.P)

=====

CORAM: HONOURABLE MR. JUSTICE I. A. ANSARI

ORAL ORDER

3 14-05-2015 This is an application, made under Section 438 of the Code of Criminal Procedure, seeking pre-arrest bail by the petitioners, namely, Meena Devi, Sonu Kumar and Ram Pyare Prasad @ Pyare Mahto, in connection with Nalanda SC/ST Police Station Case No. 49 of 2014 under Sections 341/323/504/337/379/34 of the Indian Penal Code and Section 3(1)(x) SC/ST (Prevention of Atrocities) Act.

Perused the above application and materials on record including a copy of the order, dated 16.09.2014, passed, in A.B.P. No. 933 of 2014, by the learned Sessions Judge, Nalanda, dismissing the said application for pre-arrest bail.

Heard Mr. Satya Ranjan Sinha, learned Counsel for the petitioners, and Mr. Ambika Bhagat, learned Additional Public Prosecutor, appearing on behalf of the State.

In view of the fact that perusal of the 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/- each, with two sureties, each of the like amount, subject to the satisfaction of the Officer-in-Charge, SC/ST Police Station, Nalanda. 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, SC/ST Police Station, Nalanda, 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, SC/ST Police Station, Nalanda.

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

(I. A. Ansari, J.)

Mkr./-

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