

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.29936 of 2014

Arising Out of PS.Case No. -4 Year- 2014 Thana -BANGAON District- SAHARSA

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1. Kanhaiya Mishra, Son of Tara Misra @ Taranand Mishra,
2. Runa Dev, Wife of Kirtan Ram,
3. Upendra Ram, Son of Pulkit Ram,
4. Bambam Mishra, Son of Shambhu Mishra.
All are residents of Village - Bangaon, P.S. - Bangaon, Distt. - Saharsa.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Bidhan Chandra Jha, Adv.
For the Opposite Party/s : Mr. Nagendra Prasad, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN SHARMA
ORAL ORDER

2 16-01-2015 Heard learned counsel for the petitioners and learned
counsel representing the State.

The petitioners, apprehending their arrest in connection with Bangoan P.S. Case No. 4 of 2014, corresponding to G.R. No. 221 of 2014 registered for the offences punishable under Sections 143, 323 and 353 of the Indian Penal Code, seek the privilege of pre-arrest bail.

Allegedly, under the leadership of the petitioners, the local people blocked the road on the plea that their crops are being damaged by “Neelgay”.

Submission is that the petitioners were only mute

spectator. It was the farmers, who have blocked the road and unnecessarily the petitioners have been implicated. No injury has been caused to any one and as such, the petitioners deserve sympathetic consideration, to which the learned A.P.P. fairly submits that no injury has been caused to any one.

In the facts and circumstances as stated above, the petitioners in case of their arrest or surrender within two months from the date of receipt/production of the copy of this order, shall be released on bail on execution of bail bonds of Rs. 10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate., Saharsa in connection with Bangoan P.S. Case No. 4 of 2014, corresponding to G.R. No. 221 of 2014, subject to the conditions as laid down under Section 438(2) Cr. P.C.

(Jitendra Mohan Sharma, J.)

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