

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.2448 of 2015

Arising Out of PS.Case No. -419 Year- 2014 Thana -SONEPUR District- SARAN

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1. Shiv Shankar Divedi son of Late Ramanand Divedi
 2. Surendra Sharma son of Late Kapildeo Sharma
 3. Upendra Nath Singh son of Late Kapildeo Sharma
 4. Narendar Divedi son of Late Ramanand Divedi
 5. Arjun Pandey @ Arun Pandey son of Umesh Pandey
 6. Gopaljee Sharma son of Late Sri Ram Sharma
 7. Bittu Kumar @ Kumar Raj son of Amod Sharma
 8. Chintu Kr. @ Sujeet Kumar son of Amod Sharma
 9. Pintu Kr. @ Pintu Sharma son of Late Phulendra Sharma
 10. Ram Kumar Sharma son of Late Ram Prakash Sharma
 11. Pratap Kr. Singh @ Guddu son of Kamata Singh
 12. Vivek Pandey son of Late Ragho Pandey
 13. Kamendar Choudhary son of Late Kailash Chaudhary
 14. Angad Chaudhary son of Kamendar Chaudhary
 15. Ranveer Kr. Singh @ Madan son of Surendra Sharma
 16. Sunil Sharma son of Late Muneshwar Sharma
 17. Rajdeo Sharma son of Late Chandrika Sharma
 18. Gajendar Sharma @ Dhunmun Son of Rajdeo Sharma
 19. Ratnesh Pandey son of Bhikhari Pandey
 20. Bhikhari Pandey son of Late Chulhan Pandey

All resident of Village - Ismailchak, P.S.- Sonapur, District- Saran

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance:

For the Petitioner/s : Mr.

For the Opposite Party/s : Mr.

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA

ORAL ORDER

2 20-01-2015

Heard both sides.

The petitioners, twenty in number, are apprehending their arrest in a case under Section 323 and other sections of the Indian Penal Code and Section 3(1)(x) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act.

Twenty persons are named in the F.I.R. and the informant made allegations against them that they all assaulted the informant and abused him. The dispute arose due to construction of a Nala (drainage) and repairing of the road.

Learned counsel for the petitioners submits that there is a counter-version being Sonepur P.S. Case No. 394 of 2014. No specific version of intimidation or abuse is made by any of the petitioners. On account of construction of drainage, the present occurrence took place.

Having considered the facts that there is no specific allegation of abuse or intimidation against any of the petitioners and the occurrence took place on account of petty dispute of construction of drainage on a road, the above named petitioners, in the event of their arrest or surrender before the learned court below within a period of four weeks from the date of receipt / production of a copy of this order, are directed to be enlarged on bail on furnishing bond of Rs. 10,000/- (Ten thousand) each with two sureties of the like amount each to the satisfaction of the

learned Chief Judicial Magistrate, Saran at Chapra in Sonapur P.S.
Case No. 419 of 2014, subject to the conditions as laid down
under Section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Jha, J)

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