

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.16273 of 2015

Arising Out of PS.Case No. -337 Year- 2010 Thana –HAJIPUR SC ST PS District- EAST
CHAMPARAN, MOTIHARI

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1. Bidya Sahani son of Manager Sahani
2. Suresh Sahani Son of Bidya Sahani
3. Mukesh Sahani Son of Suresh Sahani
4. Vinay Sahani Son of Suresh Sahani
5. Raju Sahani son of Bidya Sahani
All residents of village- Ajgarawa, P.S.- Banjariya, District- East
Champaran

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.

For the Opposite Party/s : Mr. Ambika Bhagat(Spl.App)

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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

2 22-05-2015 Heard learned counsel for the petitioners as well as
learned Special Additional Public Prosecutor for the State.

Petitioners apprehend their arrest in connection with
Hajipur S.C./S.T. P.S. Case No. 337 of 2010 registered for the
offences punishable under Sections 341, 323, 504, 147, 148 of the
Indian Penal Code and Section 3(i) (x) (iii) of S.C./S.T.
(Prevention of Atrocities) Act.

All the sections are bailable in nature except Section
3(i) (x) (iii) of S.C./S.T. (Prevention of Atrocities) Act and
admittedly, co-accused, Tamdhaj Sahani @ Tamhaj Sahani has

already been admitted to anticipatory bail by a co-ordinate Bench of this Court vide order dated 16.05.2014 passed in Cr. Misc. No. 13371 of 2014 and, therefore, in my view, this petition is not hit by Section 18 of S.C./S.T. (Prevention of Atrocities) Act.

Considering the aforesaid facts and circumstances as well as submissions of the parties, this anticipatory bail petition is allowed and it is ordered that petitioners, in the event of their arrest/ surrender within four weeks from the date of receipt of this order to the court concerned, shall be released on bail on furnishing bail bonds of Rs 10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, East Champaran, Motihari in Hajipur S.C./S.T. P.S. Case No. 337 of 2010 subject to condition as laid down under Section 438(2) of the Cr.P.C.

(Hemant Kumar Srivastava, J)

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