

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.15053 of 2016

Arising Out of PS.Case No. -294 Year- 2015 Thana -KESARIA District-
EASTCHAMPARAN(MOTIHARI)

- =====
1. Balindra Rai, Son of Ram Ayodhya Rai
 2. Ram Ayodhya Rai, Son of Late Saheb Rai
 3. Bhola Rai, Son of Ram Babu Rai
 4. Arvind Rai, Son of Ram Bahadur Rai All are resident of village -
Bijdhari, Police Station - Kesariya, District - East Champaran

.... Petitioners

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioners : Mr. Rakesh Ranjan, Advocate
For the Opposite Party : Mr. Dr. Ajit Kumar(APP)

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CORAM: HONOURABLE MR. JUSTICE NAVANITI PRASAD SINGH
ORAL ORDER

3 26-05-2016 The petitioners apprehend their arrest in relation to

Kesariya P.S. Case No. 294 of 2015 registered under Sections 395,

397, 307/34 of the Indian Penal Code.

Learned counsel for the petitioners submits that

though the occurrence is of 30.09.2015, no information was giving

to the police but the complaint was filed before the Chief Judicial

Magistrate, Motihari at East Champaran, on 02.11.2015, which

was referred under section 156(3) of the Code of Criminal

Procedure to the police, whereupon, this case was instituted on

09.11.2015. It is submitted that this is enough to create serious

doubt in the prosecution story. Apart from the fact that the manner

in which, the names of the petitioners were given clearly shows

that the persons were known to each other very well. In fact, some of the accused persons are *pattedars* of the complainant.

Be that as it may, in the event of their arrest/surrender before the court below within four weeks, let the petitioners above named be enlarged on bail on furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand Only) each with two sureties of the like amount each to the satisfaction of A.C.J.M-XI, East Champaran, in connection with Kesariya P.S. Case No. 294 of 2015, subject to conditions laid down under Section 438(2) of the Code of Criminal Procedure.

(Navaniti Prasad Singh, J.)

Rajiv/Amit

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