

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.29637 of 2016

Arising Out of PS.Case No. -78 Year- 2015 Thana -JADIA District- SUPAUL

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1. Sumit Kumar Son of Yogendra Kumar Yogesh
2. Shankar Kumar Son of Ramnandan Yadav
3. Mukesh Kumar Son of Ravindra Kumar Ravi
4. Yoganand Kumar Yogesh Son of Rajendra Yadav 1 to 4 are resident of
Guriya Tola Navdihi, P.S. Jadia, District - Supaul
5. Indrajit Kumar Son of Dev Sundar Yadav
6. Chhotelal Yadav @ Chhotu Son of Shyam Sundar Yadav
7. Mantu Kumar Son of Shyam Sundar Yadav Petitioner No. 5 to 7 are
Resident of village - Kukurdhari, Panchayat - Guriya, P.S. Jadia, District
Supaul

.... Petitioners

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioners : Mr. Sanjeev Nikesh, Advocate.
For the Opposite Party : Mr. Sri Damodar Prasad Tiwary, APP.
For the Informant : Mr. Rajesh Kr. Sinha, Advocate.

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

3 19-10-2016 Heard both sides.

The petitioners apprehend their arrest in Jadia P.S. Case
No. 78 of 2015 registered for the offences punishable under
Section 384 and other Sections of the Indian Penal Code.

The informant alleged that on 06.07.2015, the
petitioners came at the working site and petitioner no. 4 Yoganand
Kumar Yogesh is alleged to have put pistol at his temple. The
accused persons assaulted the informant and asked him to pay
extortion and also snatched Rs. 14,620/- from his pocket.

Learned counsel for the petitioners submits that the date of occurrence is 06.07.2015, but the FIR was lodged on 17.07.2015 and no explanation for such delay is given. The petitioners have got enmity with Anil Yadav, Mukhiya of Gram Panchayat and that is why they have falsely been implicated in the case, but it appears that there is specific allegation against the petitioners that they demanded extortion from the contractor and assaulted the informant. The petitioner no. 4 has also got criminal antecedent.

Considering the nature of allegation made against the petitioners, I am not inclined to enlarge the petitioners above named on anticipatory bail. Accordingly, the same is rejected.

(Prabhat Kumar Jha, J.)

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