

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.40462 of 2016

Arising Out of PS.Case No. -337 Year- 2015 Thana -SAUR BAZAR District- SAHARSA

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1. Arun Sah Son of Jhakas Sah.
2. Bilas Sah Son of Jhakas Sah.
3. Ashok Sah Son of Jhakas Sah.
4. Naresh Sah Son of Nunulal Sah.
5. Kari Sah Son of Late Harilal Sah.
6. Gajendra Sah, Son of Late Sukho Sah. All are resident of Village-
Kachra, Police Station- Saur Bazar and District- Saharsa. Petitioner/s

Versus

The State of Bihar Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Girish Chandra Jha, Advocate
Mr. Kumar Goutam, Advocate
For the Informant : Mr. Anant Kumar, Advocate
For the Opposite Party/s : Mr. Sri Nand Kishore Pd, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI
SHARAN SINGH
ORAL ORDER

2 22-09-2016 Heard learned counsel for the petitioners, learned
counsel for the informant and learned Additional Public
Prosecutor for the State.

This application for grant of anticipatory bail arises out
of Saur Bazar P.S. Case No. 337 of 2015, disclosing offences
under Sections 147, 149, 341, 323, 324, 448, 379, 386, 436, 504
and 506 of the Indian Penal Code and Section 27 of the Arms Act.

From the First Information Report, it appears that
admittedly there is property dispute between the petitioners of the
one side and the informant on the other. Petitioner No. 1 is said to
have assaulted the informant and accused Ravindar Sah is said to

have set the informant's son on fire after petitioner No. 1 had sprinkled K.oil on the hut.

Learned counsel appearing on behalf of the informant is vehemently opposed the prayer for bail.

Considering the fact that there is admittedly property dispute between the parties, this application is allowed.

Let the petitioners, above-named, in the event of their arrest or surrender before the court below within six weeks, be released on bail on furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand) each with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Saharsa in connection with Saur Bazar P.S. Case No. 337 of 2015, subject to the conditions as laid down under Section 438 (2) of the Code of Criminal Procedure.

This is subject to the condition that the petitioners shall present themselves before the police/Court, as the case may be, as and when required and in the event of failure on their part to appear before the Court on two consecutive occasions, their bail bonds shall be liable to be cancelled.

(Chakradhari Sharan Singh, J)

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