

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.40526 of 2016

Arising Out of PS.Case No. -53 Year- 2014 Thana -PARIHAR District- SITAMARHI

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1. Bachhu Ram, Son of Late Bujhawan Ram.
2. Rakesh Thakur, Son of Sri Narayan Thakur.
3. Rajesh Thakur, Son of Sri Narayan Thakur.
4. Raghwendra Kumar, Son of Shri Sheo Nandan Pandey. All are residents
of Village- Sutihara, P.S.- Parihar, District- Sitamarhi. Petitioner/s
Versus

The State of Bihar Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Krishna Kant Singh

For the Opposite Party/s : Mr. Sri Surendra Prasad Singh

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CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI
SHARAN SINGH

ORAL ORDER

2 23-09-2016 Heard learned counsel for the petitioners and learned
Additional Public Prosecutor for the State.

This application for grant of anticipatory bail arises out
of Parihar P.S. Case No. 53 of 2014, disclosing offences under
Sections 147, 149, 341, 342, 152 and 353 of the Indian Penal
Code.

The Circle Officer of Block-Parihar in the district of
Sitamarhi is the informant and it is alleged in the First Information
Report that a team led by Block Development Officer and Police
personnel had gone to remove encroachment, caused on the public
land by constructing school building. Allegedly, the petitioners
caused obstruction, resulting into breach of peace and damage of
public property.

Learned counsel appearing on behalf of the petitioners

has submitted that the petitioners are the villagers and they were in no way connected with the said school building. It has also been submitted that there is no specific allegation against these petitioners of overt act.

Considering the submissions as above, 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 Additional Chief Judicial Magistrate-8th, Sitamarhi in connection with Parihar P.S. Case No. 53 of 2014, 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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