

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.709 of 2016

Arising Out of PS.Case No. -60 Year- 2015 Thana -KOTWA District- EAST CHAMPARAN
(MOTIHARI)

1. Bunilal Sah, Son of Late Bishuni Sah,
2. Jailal Sah @ Jaylal, S/o Bunilal Sah,
3. Sadholal @ Sadholal Sah, S/o Bunilal Sah,
4. Indu Devi, W/o Jailal Sah,
5. Sanju Devi, W/o Sadholal Sah,
All residents of village - Dipau, P.S. - Kotwa, District - East Champaran.
..... Petitioner

Versus

The State of Bihar Opposite Party

Appearance :

For the Petitioner/s : Mr. Sangeet Deokuliar, Advocate
For the Opposite Party/s : Mr. Amrendra Prasad, APP

CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH

ORAL ORDER

2 12-01-2016 Heard learned counsel for the petitioners and learned
counsel for the State.

The petitioners seek pre-arrest bail in connection
with Kotwa P.S. Case No. 60 of 2015 registered under Sections
447, 341, 323, 324, 325, 307, 379 and 504 read with 34 of the
Indian Penal Code.

It has been contended that the petitioners have been
falsely implicated in the present case. In course of investigation,
the investigation officer had issued notice under Section 41-A of
the Code of Criminal Procedure pursuant to which the

petitioners had appeared before the police and had fully co-operated with the investigation. The further contention is that the petitioners have got no criminal antecedent and having roots in the society they are not likely to abscond or tamper with the evidence.

On the other hand, learned counsel for the State has contended that the police have already submitted charge-sheet in the case against the petitioners.

Be that as it may, regard being had to the facts and circumstances of the case, in the event of arrest or surrender in the court below within six weeks from today, the petitioners are directed to be released on bail on furnishing bail bond of Rs. 10,000/- (rupees ten thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, East Champaran, Motihari in connection with Kotwa P.S. Case No. 60 of 2015 subject to the conditions as laid down under Section 438(2) Cr. P.C.

(Ashwani Kumar Singh, J.)

Sanjeet/-

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