

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.57371 of 2015

Arising Out of PS.Case No. -282 Year- 2014 Thana -KUCHAIKOTE District- GOPALGANJ

- =====
1. Sri Ram Shah S/o Dahari Shah
 2. Jai Prakash Shah S/o Harihar Shah
 3. Harihar Shah S/o Ganesh Shah
 4. Satyadeo Shah @ Satyadeo Pashi S/o Sunder Pashi
 5. Narayan Pashi S/o Satyadeo Pashi
- All residents of village - Hiranda, P.S.- Kuchaikot, District- Gopalganj

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Jitendra Kumar Singh, Advocate
For the Opposite Party/s : Mrs. Madhuri Lata, APP

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CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH
ORAL ORDER

3 29-01-2016 Heard learned counsel for the petitioners and learned
counsel for the State.

The petitioners seek pre-arrest bail in connection with
Kuchaikot P.S. Case No.282 of 2014 registered under Sections
147, 149, 452, 436, 153A, 295, 379, 427 and 504 of the Indian
Penal Code.

It has been contended that there is a case and counter
case and the present case against the petitioners has been instituted
in retaliation to Kuchaikot P.S. Case No.281 of 2014 registered
under Sections 341, 323, 324, 307 and 379 of the Indian Penal
Code as well as Section 3(1)(x) of the Scheduled Castes and

Scheduled Tribes (Prevention of Atrocities) Act.

On the other hand, learned counsel for the State has contended that the offences alleged against the petitioners are quite serious. The petitioners have been named in the FIR. Several co-accused have already faced trial and their trial has already concluded and judgment has also been delivered.

Regard being had to the nature of allegation and the conduct of the petitioners in not appearing before the court which compelled the trial court to split up the trial, I am not inclined to grant them anticipatory bail. Accordingly, their prayer for grant of anticipatory bail is rejected.

In case the petitioners surrender and seek bail, the same shall be considered on its own merits without being prejudiced in any manner by the order passed by this Court.

(Ashwani Kumar Singh, J)

Md.S./-

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