

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.28605 of 2017

Arising Out of PS.Case No. -236 Year- 2016 Thana -BARHARIA District- SIWAN

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1. Ramakant Bhagat @ Ramakant Prasad, Son of Jaydev Bhagat,
 2. Pankaj Kumar @ Pankaj Bhagat , Son of Ramchandra Bhagat,
 3. Ujjay Chand Bhagat, Son of Jaydev Bhagat,
 4. Prabhu Bhagat, Son of Ramchandra Bhagat, All Resident of Village-
Girdharpur, P.s.- Barharia, District- Siwan.

.... Petitioners

Versus

1. The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Naresh Prasad

For the Opposite Party/s : Mr. Ahmad Ali

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 06-07-2017 Heard learned counsel for the petitioners, learned
counsel for the informant and learned counsel appearing on behalf
of the State.

The petitioners are apprehending their arrest in
connection with Barharia P.S. Case No. 236 of 2016 for the
offences instituted under Sections 364/34 of the Indian Penal
Code.

The allegation against the petitioners is of committing
abduction of the husband of the informant.

It has been submitted on behalf of the petitioners that
the petitioners have got no criminal antecedent. There is no
allegation of tampering of witnesses alleged against the



petitioners. The petitioners have falsely been implicated in the present case. The petitioners have been named in the F.I.R. merely on the suspicion. There is no other substantive evidence to suggest their implication in the present case. The alleged date of occurrence is 04.11.2016 and the F.I.R. has been instituted on 10.11.2016. The delay has not been explained by the prosecution.

On behalf of the State and the counsel for the informant, it has been submitted that the petitioners are named in the F.I.R.

Considering the aforesaid facts and circumstances, let the petitioners above named be released on anticipatory bail in the event of their arrest or surrender before the learned court below within a period of six weeks from today in connection with Barharia P.S. Case No. 236 of 2016 on furnishing bail bonds of Rs. 10,000/-(Ten Thousand) each with two sureties of the like amount each to the satisfaction of learned C.J.M., Siwan, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

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