

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No. 20863 of 2017

Arising Out of PS.Case No. -92 Year- 2016 Thana -MOHAMMADPUR District- GOPALGANJ

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1. Dinanath Raut Son of Singashan Raut
 2. Tun Tun Raut Son of Ramlal Raut
 3. Baharan Raut son of Kari Raut
 4. Badai Raut son of Suman Raut
 5. Pakadi Raut Son of Janardan Raut
 6. Prayag Raut Son of Singashan Raut
 7. Kishun Raut son of Rangi Raut
 8. Om Prakash Raut Son of Lakshman Raut
 9. Bhikham Raut Son of Kamal Raut
 10. Sukhari Raut Son of Kamal Raut
 11. Ashok Raut Son of Basmin Raut
 12. Shri Bhagwan Raut Son of Chhathu Raut
 13. Achhelal Raut son of Chhothu Raut
 14. Baijnath Raut Son of Sheo Mangal Raut
 15. Sanjay Raut Son of Sheo Mangal Raut
 16. Dinesh Mahto Son of Kripal Mahto
 17. Shyam Lal Gupta @ Shyam lal Sah Son of Ramnath Gupta
 18. Shriram Raut Son of Lakshman Raut
 19. Motilal Raut son of Chhothu Raut All (i.e no. 1 to 19) are resident of
Village- Kushahar, P.S.- Mohammadpur, District- Gopalganj.
 20. Nagendra Raut son of Chhabila Raut
 21. Kisun Raut Son of Rangi Raut
 22. Madho Raut Son of Rangi Raut
 23. Sunil Raut Son of Bansi Raut
 24. Tiayai Raut Son of Chhabila Raut
 25. Suresh Bansfore @ Suresh Raut Son of Banka Bansfore @ Banka Raut
 26. Prabhu Raut Son Ramdhari Raut
 27. Shambhoo Raut son of Banshi Raut
 28. Baharan Raut son of Kari Raut
 29. Yugul Sah Son of Chandrika Sah
 30. Mukhtar Das Son of Badari Das
 31. Baharan Sah Son of Rangila Sah



32. Shri Bhagwan Sah Son of Gati Sah
33. Sudeshwar Raut Son of Tuker Raut (All i.e. serial no. 20 to 33) are resident of Village- Pakari, P.S. Mohammadpur, District Gopalganj).
34. Suresh Ram Son of Chadeo Ram
35. Chandeo Ram Son of Bilar Ram
36. Ramdeo Raut Son of Bilar Raut
37. Rajendra Raut Son of Dashrath Raut
38. Prabhu Ram Son of Raj Kumar Ram
39. Birendra Mahato Son of Ram Kripal Mahato
40. Raj Ballabh Ram Son of Anarat Ram All (i.e. Sl no. 34 to 40) are resident of Village- Jhanjhawa Bazar, P.S. Mohammadpur, District Gopalganj).
41. Mahangu Mahato Son of Shankar Mahto Resident of Village- Bisunpura, P.S.- Sidhwaliya, District- Gopalganj.
42. Ramdayal Ram Son of Chanar Ram
43. Adalat Ram Son of Sabal Ram Both i.e. no. 42 and 43 are resident of Village- Balichhapar, P.S. Sidhwaliya, District- Gopalganj.
44. Harilal Ram Son of Sheoram
45. Shankar Ram Son of Indrashan Ram Both (i.e. sl no. 44 and 45) are resident of Village- Sahpur, P.S. Sidhwaliya, District- Gopalganj.
46. Lallan Ram Son of Bikram Ram
47. Ganesh Mahto Son of Parshuram Mahato
48. Saheb Manjhi Son of Sugeshwar Manjhi
49. Shambhoo Ram Son of Raj Kumar Ram All (i.e. Sl no. 46 to 49) are resident of Village- Madhopur, P.S. Sidhwaliya, District- Gopalganj.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.

For the Opposite Party/s : Mr. Shyam Kr. Singh (App)

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

3 01-07-2017

Heard learned counsel for the petitioners and learned



Additional Public Prosecutor for the State.

The petitioners are apprehending their arrest in a case registered for the offences punishable under Sections 147, 148, 149, 448, 386, 120(B) and 504 of the Indian Penal Code.

Allegation against the petitioners is that they have forcefully taken possession of the land of the referred sugar mill of the informant.

Submission of the learned counsel for the petitioners is that civil remedy is there and in fact the said land was granted by the competent authority in favour of the petitioners through valid parcha issued by the government. No criminal liability is made out.

Considering the nature of allegation, let the petitioners, above named, in the event of their arrest or surrender before the Court below within a period of thirty days from the date of receipt of the order, be released on bail on furnishing bail bonds of Rs.20,000/- (Twenty Thousand) each with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Gopalganj/successor Court in connection with Mohammadpur Police Station Case No. 92 of 2016, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure as well as condition that the petitioners shall



fully cooperate with the investigation/trial of the case, failing which the court below shall be at liberty to cancel the bail bond of the petitioners.

(Birendra Kumar, J)

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