

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.32908 of 2016

Arising Out of PS.Case No. -46 Year- 2016 Thana -AADAPUR District-
EASTCHAMPARAN(MOTIHARI)

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1. Saroj Sahani
2. Shatrudhan @ Shatrudhan Sahani
3. Santosh Sahani
All sons of Jawahir Sahani residents of Village- Gonahi, P.S.- Patahi,
District- East Champaran. Petitioner/s

Versus

1. The State of Bihar
..... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Umesh Chandra Verma
For the Opposite Party/s : Mr. Sri Panchanand Pandit

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CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

3 12-01-2017 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner apprehends his arrest in connection with
Adapur Police Station Case No. 46 of 2016 registered for the
offences punishable under Sections 366/376(G)/34 of the Indian
Penal Code.

Diary in this case was called for earlier, which has, since
been received.

Learned counsel for the petitioner submits that there is delay
in lodging of the First Information Report by the victim lady and,
therefore, it is a good case in which the petitioner deserves the
privilege of anticipatory bail. He further submits that not a single
person reported her absence either by means of *sanha* or by filing
any case for over a month about her disappearance.



Learned counsel for the State, however, after perusal of the case diary and also after referring to the statements made by the co-villagers has stated that the petitioner is clearly named in the First Information Report and certain irregular acts are being committed by the petitioner which warrant and go to show that the petitioners were indeed involved in the occurrence.

In view of such facts and circumstances, I am not inclined to grant anticipatory bail to these petitioners. It is accordingly rejected.

(Anjana Mishra, J)

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