

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.22766 of 2018

Arising Out of PS.Case No. -543 Year- 2017 Thana -GHORASAHAN District-
EASTCHAMPARAN(MOTIHARI)

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1. Shambhu Rai, Son of Late Sukdeo Rai,
2. Birendra Rai, Son of Late Sukdeo Rai,
3. Bijay Rai, Son of Late Sukdeo Rai,
4. Chhatu Rai, Son of Late Kuldip Rai,
5. Banka Rai, Son of Chhatu Rai,
6. Mukhlal Rai, Son of Chhatu Rai, null
7. Sukhlal Rai @ Sukhal Rai, Son of Chhatu Rai,
8. Subhash Rai @ Subash Kumar, Son of Chhatu Rai,
9. Madan Rai, Son of Late Siyaram Rai,
10. Chandeshwar Rai, Son of Late Siyaram Rai,
11. Birlal Rai, Son of Late Siyaram Rai,
12. Ram Sewak Rai, Son of Late Siyaram Rai,
13. Kanhai Rai, Son of Birlal Rai, All are resident of Kaswa Kadamwa,
P.S.- Ghorasahan, District- East Champaran.
14. Saroj Rai @ Saroj Kumar, Son of Bipin Rai, Resident of Village-
Dharharwa, P.S.- Chiraiya, District- East Champaran.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Dilip Kumar Tondon

For the Opposite Party/s : Mr. Sri Arbind Kumar Pandey

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CORAM: HONOURABLE MR. JUSTICE SHIVAJI PANDEY
ORAL ORDER

2 26-04-2018 Heard the counsel for the petitioners and counsel for the

State.

In this case the petitioners are seeking pre-arrest bail in

Ghorasahan P.S.Case No.543 of 2017 for the offences under

Sections 147, 149, 341, 323, 307, 504 and 504 of I.P.C.

Allegation has been made that all accused persons came

to the house of the informant on 29.10.2017 surrounded him and



tried to strangle him. Further allegation has been made that they had mercilessly assaulted him and they also hurled abuse on him due to which he became unconscious. In the meantime, police came and saved his life and he was rushed to the hospital.

Counsel for the petitioners submits that there is no specific allegation against the petitioners rather vague statement has been made in the F.I.R. It is further submitted that petitioner no.1 had earlier lodged Ghorasahan P.S. Case No.492 of 2017 in which the informant had been made an accused for murder of his own brother and the present case is counter blast of the aforesaid earlier case. There are two criminal cases in credit of petitioner no.1 whereas petitioners no.10 and 5 are accused in one case. Petitioners No.2,3, 4, 6, 7, 8, 9, 11, 12, 13 to 14 have clean antecedent.

So far petitioners no.1, 10 and 5 are concerned, their prayer for anticipatory bail is rejected.

Looking to the facts of the case, let the petitioners Nos.2,3,4,6,7, 8,9,11,12,13 and 14, above named, in the event of their arrest or surrender before the court below within six weeks from today, be released on bail on furnishing bail bonds of Rs.10,000/- each with two sureties of the like amount each to the satisfaction of S.D.J.M, Sikrahana at Dhaka, East Champaran, in



Ghorasahan P.S. Case No.543 of 2017 subject to the conditions as
laid down under section 438(2) of Cr.P.C.

(Shivaji Pandey, J)

AnilKrSinha/-

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