

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.62702 of 2018

Arising Out of PS. Case No.-549 Year-2017 Thana- MOTIHARI MUFASIL District- East
Champaran

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1. Meghu Sahni, son of Bangur Sahani,
 2. Lalmuni Devi, W/o Meghu Sahani,
 3. Bhola Sahni, S/o Banti Sahni.
 4. Rakesh Kumar, S/o Munni Lal Sahni, All resident of Village-
Tikaulia, P.S.- Muffasil, Motihari Dist.- East Champaran,
Motihari.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sharda Nand Mishra
For the Opposite Party/s : Mr. Sri Bharat Lal

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER

2 13-12-2018 Heard learned counsel for the parties.

Petitioners are apprehending their arrest in connection
with Motihari Muffasil PS Case No. 549/2017 for the offence
under Sections 341, 342, 323, 324, 307, 379, 504, 506/34 of the
Indian Penal Code.

Learned counsel appearing for the petitioners submits
that there is omnibus allegation against the petitioners, they
have committed no offence and have falsely been implicated in
the case.



Prima facie, the Court is not inclined to accept the submission advanced on behalf of the petitioners. However, considering the fact that petitioner no. 2 is a lady she deserves special treatment and, therefore, the Court is inclined to grant her anticipatory bail.

Accordingly, in the event of arrest or surrender before the court below within a period of one month from today, petitioner no.2 Lalmuni Devi, is directed to be released on bail on furnishing bail bond of Rs.10,000/-(ten thousand) with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Champaran, Motihari in connection with Motihari Muffasil PS Case No. 549 of 2017 subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

So far as petitioner nos. 1, 3 and 4 are concerned, the Court is not inclined to grant them the privilege of anticipatory bail. However, liberty shall be available to petitioner nos. 1, 3 and 4 above named, to surrender before concerned court below and pray for regular bail. In the event prayer is made on surrender for regular bail the court below will consider and dispose of the prayer for regular bail on behalf of the petitioner nos. 1, 3 and 4 on the same day without being influenced by



refusal of bail by this Court.

(Anil Kumar Upadhyay, J)

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