

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.9361 of 2018

Arising Out of PS.Case No. -186 Year- 2017 Thana -KARJA District- MUZAFFARPUR

- =====
1. Sunita Devi @ Sumita Devi, Wife of Prabhu Sah,
 2. Prabhu Sah, Son of Budhan Sah
 3. Rajeev Kumar Son of Prabhu Sah
 4. Meena Devi, Wife of Shambhu Sah
 5. Shambhu Sah, Son of Budhan Sah

All Residents of Village-Barkagaon, P.S. Karja, District-Muzaffarpur.

.... Petitioners

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Vijay Kumar Singh, Advocate
For the Opposite Party/s : Smt. Sucheta Yadav, APP

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CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH
ORAL ORDER

2 17-02-2018 Heard learned counsel for the petitioners and
learned Additional Public Prosecutor for the State.

The petitioners seek pre-arrest bail in connection
with Karja P. S. Case No. 186 of 2017 registered under Sections
341, 342, 323, 325, 307, 354, 379 and 504 of the Indian Penal
Code.

Regard being had to inordinate delay of two days
in institution of the complaint, which was referred to the police
in exercise of power conferred under Section 156(3) of the
Cr.P.C. for investigation in complete breach of the ratio laid



down by the Supreme Court in **Priyanka Srivastava and Anr. vs. State of Uttar Pradesh [(2015) 6 SCC 287]**, in the event of arrest or surrender before the court below within six weeks from today, the petitioners named above are directed to be released on bail on furnishing bail bond of Rs.10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate, 3rd, (West), Muzaffarpur in Karja P. S. Case No. 186 of 2017, subject to the conditions as laid down under Section 438 (2) of the Code of Criminal Procedure.

(Ashwani Kumar Singh, J.)

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