

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.17186 of 2018

Arising Out of PS. Case No.-421 Year-2017 Thana- MUFFASIL District- West Champaran

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1. Manzoor Mian, son of Late Sukhi Mian,
 2. Shakoore Mian, son of Late Sukhi Mian,
 3. Aftab Mian, son of Late Shakur Mian,
 4. Mukhtar Mian @ Mokhtar Mian, Son of Manzoor Mian,
 5. Gaffar Mian, Son of Late Shahid Mian.
 6. Ahmad Mian, son of Jamadar Mian,
 7. Kari Mian, Son of Late Dargahi Mian.
 8. Guddu Mian @ Guddu Sai Fi, son of Abul Hassan Mian.
 9. Jalil Mian, Son of Late Rahamatullah Mian,
 10. Firoz Mian, Son of Jhagru Mian.
 11. Altaf Mian @ Md. Altaf Reza @ Altaf Alam, Son of Abdullah Mian.
 12. Mahfooz Alam, Son of Abdullah Mian.
 13. Chhote Mian, Son of Abbas Mian.
 14. Ekram Mian @ Akram Mian, Son of Jalil Mian.
 15. Sarjaul Mian, @ Serajul Mian. Son of Late Shahid Mian.
 16. Ainullah Mian @ Sainullah Mian, Son of Sarajual Mian.
 17. Mahboob Mian, Son of Abu Lais Mian.
 18. Abulais Mian @ Abdul Lias Mian, Son of Late Rozid Mian.
 19. Injullah Mian @ Idullah Mian, son of Noor Hoda Mian,
- All resident of Village- Siyarosatti, Guruwaliya, P.S.-
Manuapul, District- West Champaran.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s :	Mr. Umesh Chandra Verma
For the Opposite Party/s :	Mr. Sri Navin Kumar Pandey

CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN SHARMA

ORAL ORDER

2 06-04-2018 Heard learned counsel for the petitioners and learned
counsel for the State.

The petitioners apprehend their arrest in connection
with Bettiah Muffasil (Manuapul) P. S. Case No. 421 of 2017
registered for the offences punishable under Sections 147, 148,



149, 323, 337, 338, 332, 333, 353, 307, 153(A), 295 (A) of the Indian Penal Code.

Allegedly, after receiving information about riot in between two communities at village Siyarosatti Guruwaliya, the informant and other police personnel went there and saw that both communities were pelting bricks upon each other and were using filthy languages. People of one community were intended to demolish the religious worship place. The Police tried to pacify them but they attacked on the Police party also.

Submission is of false implication and that there is no specific allegation against the petitioners, none of the members of the two community have sustained injury either simple or grievous, nine other similarly situated co-accused have been allowed bail vide Cr. Misc. No. 7752 of 2018 by another co-ordinate Bench of this Court vide annexure-2 and as such the petitioners deserve sympathetic consideration.

Learned APP fairly submits that similarly situated other co-accused have been allowed pre-arrest bail.

In the facts and circumstances stated above, the petitioners above named, in case of their arrest or surrender within four weeks from the date of receipt/production of a copy of this order, are directed to be released on bail on execution of



bail bonds of Rs. 10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, West Champaran at Bettiah in connection with Bettiah Muffasil (Manuapul) P. S. Case No. 421 of 2017, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

(Jitendra Mohan Sharma, J)

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