

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.17069 of 2018

Arising Out of PS.Case No. -85 Year- 2016 Thana -RAJPUR District-
EASTCHAMPARAN(MOTIHARI)

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1. Muntun Sah @ Muntun Kumar @ Mantun Sah, son of Kishori Sah
 2. Sheoji Sah, son of late Ramcharitra Sah
 3. Suresh Sahani, son of late Ramchandra Sahani
 4. Manish Kumar, son of Lalbabu Sah
 5. Shambhu Prasad Chaurasiya, son of late Banaras Bhagat
 6. Nawal Kishore @ Nawal Kishore Prasad Gupta @ Nawal Kishore Kumar Gupta, son of Kashi Sah
 7. Kamal Kishore @ Kamal Kishore Prasad Gupta, son of Kashi Sah
 8. Ramashankar Sah, son of Kishori Sah
 9. Jitendra Kumar, son of Ramnath Sah @ Ramnath Prasad
 10. Ravindra Kumar, son of late Maujelal Sah
 11. Jitendra Kumar, son of Achchelal Sah
 12. Rajkumar Sah, son of late Vishwanath Sah
 13. Sanjit Kumar, son of late Ramashish Sah
 14. Pramod Kumar, son of Dudhnath Sah
 15. Sri Narayan Sah @ Shri Narayan Prasad, son of late Muneshwar Sah @ late Bhuneshwar Sah
 16. Ajeet Kumar, son of late Ramashish Sah
 17. Rajkumar Sah, son of Kashi Sah
 18. Manoj Kumar Paswan, son of Ramanand Paswan
 19. Manoj Kumar, son of Krishna Sah
 20. Shambhu Mahto, son of Yogi Mahto
 21. Pradeep Sah @ Pradeep Kumar, son of Kishori Sah
 22. Jailal Ram @ Jiyalal Ram, son of Rajaram Ram
 23. Nawal Paswan @ Nawal Kishore Paswan, son of late Naga Paswan.
 24. Harendra Ram, son of late Bishnudeo Ram
 25. Suman Kumar @ Suman Sah, son of Madan Sah
- All residents of village Tetariya, P.S. Rajepur, Distt. East Champaran.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Umesh Chandra Verma, Advocate.

For the Opposite Party/s : Mr. Sri Mukeshwar Dayal

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

2 02-04-2018 Heard learned counsel for the petitioners and the
State.



The petitioners apprehend their arrest in **Rajepur P.S. Case No. 85 of 2016** instituted for the offence under Sections 143, 144, 145, 147, 148, 149, 151, 152, 153A, 160, 395, 295A, 297, 298, 395, 341, 323, 342 and 504 of the Indian Penal Code.

Learned counsel for the petitioners has submitted that except petitioner No. 25, no other petitioners are named in the First Information Report. They have not participated in the alleged occurrence. They have been implicated in the case on the basis of supervision note of Deputy Superintendent of Police.

In the written report it is alleged that informant has shoes shop at Tetriya Bazar and about 200-300 persons on the date of occurrence came and raised anti-Muslim slogan. They also looted away shoes etc. worth Rs.3,00,000/- and Rs.8,000/- cash.

Considering the facts and circumstances of the case, prayer for anticipatory bail of the petitioners is allowed. In the event of surrender/arrest of the petitioners, named above, within six weeks from today, in connection with **Rajepur P.S. Case No. 85 of 2016**, they shall be released on anticipatory bail on furnishing bail bond of Rs.10,000/- (Ten thousand) each with two sureties of the like amount each to the satisfaction of learned **Sub Divisional Judicial Magistrate, Sadar, East Champaran, Motihari**, subject to the conditions as laid down under Section



438 (2) Cr. P.C. with further conditions (1) bailors should be local having sufficient immovable property within the jurisdiction of the court concerned, (2) petitioners shall cooperate in the trial and shall be present on each and every date fixed by the court and their absence on two consecutive dates without proper and reasonable reason will be liable to cancel their bail bond and (3) if petitioners tamper with the evidence or the witnesses of the case, in that case, prosecution will be at liberty to move for cancellation of bail of the petitioners.

S.Ali/-

(Sanjay Priya, J)

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