

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.26962 of 2018

Arising Out of PS. Case No.-22 Year-2018 Thana- JANTA BAZAR District- Saran

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1. Basant Kumar @ Basant Kumar Rai @ Basant Yadav
 2. Jitendra Kumar @ Jitendra Kumar Yadav
Both S/o Ramjanam Yadav
 3. Shrimati Sunita Devi w/o Basant Kumar @ Basant Kumar @
Basant Yadav All R/o Village Senduyar, P.S. Janta Bazar, Distt.
Saran.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Manish Chandra Gandhi
For the Opposite Party/s : Mr. Ram Sevak Choudhary

CORAM: HONOURABLE MR. JUSTICE SHIVAJI PANDEY
ORAL ORDER

2 04-05-2018 Heard learned counsel for the petitioners and learned
counsel for the State.

In this case, the petitioners are apprehending their arrest in connection with Janta Bazar P.S. Case No. 22 of 2018 registered for offences under sections 341, 323, 324, 504, 506 & 34 of the Indian Penal Code and Section 3/4 of the Dayan Act.

As per allegation made in the First Information Report, on 17.2.2008 at 8.30 AM, the Informant came out from the house, whereupon, the accused persons, namely, Basant Kumar Yadav, Jitendra Kumar Yadav and Smt. Sunita Devi started abusing her and other accused persons tried to eat her night soil for the reason that the son of Basant Kumar had died



due to snake bite and they used to abuse her in the name of Dian.

Learned counsel for the petitioners further submits that this is a counter case lodged by the petitioners and the petitioners have also received injury.

Looking to the entire facts and circumstances of the case as also the manner the victim has been treated by the accused persons, this Court is not inclined to grant privilege of anticipatory bail to the petitioners.

Accordingly, the prayer for anticipatory bail of the petitioners, above named, is rejected.

If the petitioners surrender before the court below and pray for bail, the court below, without being prejudiced by this order, will pass orders in accordance with law.

(Shivaji Pandey, J)

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