

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL APPEAL (SJ) No.1582 of 2019

Arising Out of PS. Case No.-94 Year-2014 Thana- BAIRIYA District- West Champaran

1. Lal Babu Sah Son of Late Chokat Sah Resident of Village- Jagiraha, P.S.- Bairiya, District- West Champaran.
2. Binod Sah Son of Late Chokat Sah Resident of Village- Jagiraha, P.S.- Bairiya, District- West Champaran.
3. Dropati Devi Wife of Binod Sah Resident of Village- Jagiraha, P.S.- Bairiya, District- West Champaran.
4. Mosmat Samfula @ Samfula Devi Wife of Late Chokat Sah Resident of Village- Jagiraha, P.S.- Bairiya, District- West Champaran.
5. Kanhaiya Sah Son of Late Chokat Sah Resident of Village- Jagiraha, P.S.- Bairiya, District- West Champaran.
6. Gangajali Devi Wife of Lal Babu Sah Resident of Village- Jagiraha, P.S.- Bairiya, District- West Champaran.
7. Makeswar Sah @ Mankeshwar Sah Son of Late Chokat Sah Resident of Village- Jagiraha, P.S.- Bairiya, District- West Champaran.

... .. Appellant/s

Versus

The State of Bihar

... .. Respondent/s

Appearance :

For the Appellant/s	:	Mr. Sanjay Kumar No 7, Advocate
For the Respondent/s	:	Mr. Sadanand Paswan, Advocate

CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL JUDGMENT

Date : 21-05-2019

Heard learned counsel for the appellants and
learned Spl. P.P. for the State.

The appellants seek pre-arrest bail in connection
with Bairiya P.S. Case No. 94 of 2014 (Trial No. 2145 of
2018) registered under Sections 341, 323, 324, 504, 34 of the
Indian Penal Code and Section 3(i) (x) of the Scheduled
Castes and Scheduled Tribes (Prevention of Atrocities) Act.



Submission of learned counsel for the appellants is that the appellants have no criminal antecedent. They are innocent. There is case and counter case between the parties for the alleged occurrences. Further submission is that the allegations are general and omnibus and both the parties are next door neighbour.

Having heard both sides and in the facts and circumstances of the case, let the above named appellants be released on bail, in the event of arrest or surrender, on furnishing bail bonds of Rs. 25,000/- (Rupees twenty five thousand) each with two sureties of the like amount each to the satisfaction of the 1st Additional Sessions Judge-cum-Special Judge, SC/ST Act, West Champaran at Bettiah in connection with Bairiya P.S. Case No. 94 of 2014, subject to the conditions as laid down under section 438(2) of Cr. P.C.

Accordingly, the appeal is allowed and the impugned order is set aside.

(Arvind Srivastava, J)

shailendra/-

AFR/NAFR	
CAV DATE	
Uploading Date	
Transmission Date	

