

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL APPEAL (SJ) No.1562 of 2019

Arising Out of PS. Case No.-395 Year-2018 Thana- NAANPUR District- Sitamarhi

1. Krishna Kumar Sah, @ Sri Kishun Sah Son of Late Chandeshwar Sah Resident of Village- Bhadiyan, P.S.- Nanpur, District- Sitamarhi.
2. Hiramani Devi, Wife of Krishna Kumar Sah @ Sri Kishun Sah Resident of Village- Bhadiyan, P.S.- Nanpur, District- Sitamarhi.

... .. Appellant/s

Versus

The State of Bihar

... .. Respondent/s

Appearance :

For the Appellant/s : Mr. Hans Lal Kumar
For the Respondent/s : Mr. Sadanand Paswan

CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL JUDGMENT

Date : 22-05-2019

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

The appellants seek pre-arrest bail in connection
with Nanpur P.S. Case No. 395 of 2018 registered under
Sections 341, 323, 354, 379, 504, 506/34 of the Indian Penal
Code and Section 3(i) (r) 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 and have falsely been implicated in the present case.
due to ill motive. The F.I.R. is lodged after 10 days of the
alleged occurrence. In fact, the informant wanted to grab the



land of the appellants. In this regard, the appellant Krishna Kumar Sah has given informatory petition (Annexure-4) stating about the disturbing conduct of the informant and his associates. Further submission is that the proceeding under sections 144 Cr. P.C. was initiated over the plot in question.

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, Sitamarhi in connection with Nanpur P.S. Case No. 395 of 2018, 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	

