

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No. 36440 of 2019

Arising Out of PS. Case No.-1261 Year-2017 Thana- MUZFFARPUR COMPLAINT CASE
District- Muzaffarpur

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1. Baliram Sahni @ Balram Sahni, Son of Sahdev Sahni, Resident of Village - Dhobghatti, P.S.- Hajipur Sadar, Dist.- Vaishali
 2. Ritlal Sahni, Son of Jaglal Sahni, Resident of Village - Pahetiya, P.S.- Hajipur Sadar, Dist.- Vaishali
 3. Raj Kumar Rai @ Raj Kumar, Son of Nagendra Rai, Resident of Village - Salempur, P.S.- Hajipur Sadar, Dist.- Vaishali

... .. Petitioners

Versus

1. The State of Bihar
2. Sunita Devi, W/o Virendra Bhagat, Resident of Village - Sahadullahpur @ Chakki Chandwara, P.S.- Ahiyapur, Dist.- Muzaffarpur.

... .. Opposite Parties

Appearance :

For the Petitioners : Mr. Manish Chandra Gandhi, Advocate
For the Opposite Party : Mr. Ram Sumiran Rai, APP

CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH
ORAL ORDER

6 16-11-2019 Heard learned counsel for the petitioners and

learned counsel for the State.

In spite of valid service of notice, the opposite
party no.2 has chosen not to contest the matter.

The petitioners seek pre-arrest bail in connection
with Complaint Case No.1261 of 2017 (Tr. No.3 of 2018) in
which cognizance has been taken for the offences punishable
under Sections 323, 341 and 354 read with 34 of the Indian
Penal Code.

Considering the inordinate and unexplained delay



of ten days in filing the complaint as also the fact that co-accused Sudhir Kumar Gupta has already been granted pre-arrest bail by a Bench of this Court vide order dated 25.02.2019 in Cr. Misc. No.15560 of 2019, in the event of arrest or surrender in the court below within a period of six weeks, the petitioners are directed to be released on bail on furnishing bail bond of Rs.10,000/- (rupees ten thousand) with two sureties of the like amount each to the satisfaction of the learned Judicial Magistrate-1st Class, Muzaffarpur in connection with Complaint Case No.1261 of 2017 (Tr. No.3 of 2018) subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Ashwani Kumar Singh, J.)

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