

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.69261 of 2019

Arising Out of PS. Case No.-200 Year-2018 Thana- JANDAHA District- Vaishali

1. RAMANAND SAHNI Son of Sri Ayodhya Sahni Resident of Village - Dulwar, P.O. Pirapur, P.S.- Jandaha, Distt - Vaishali.
2. Avinash Sahni @ Avinash Kumar Sahni Son of Ramanand Sahni Resident of Village - Dulwar, P.O. Pirapur, P.S.- Jandaha, Distt - Vaishali.

... .. Petitioners

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioners : Mr.Rohit Mishra
For the Opposite Party : Mr.Dr. Ajeet Kumar

CORAM: HONOURABLE MR. JUSTICE MADHURESH PRASAD
ORAL ORDER

2 20-11-2019 Heard learned counsel for the petitioners and learned APP
for the State.

Petitioners apprehend their arrest in connection with
Jandaha P.S. Case No. 200 of 2018 instituted for the offence
under Section(s) 147, 148, 149, 323, 353, 333, 307, 337, 338,
427, 435, 379, 504 and 341 of the Indian Penal Code, Section
3/4 of the Explosive Substances Act, 1883 and Section 27 of the
Arms Act.

Petitioners are two amongst the 30 named accused
persons in the First Information Report. Thousands of persons
are said to have created a ruckus on the death of one Manish
Kumar, the *Prakhanda Pramukh*.



The petitioners' counsel submits that the village *chowkidar* has disclosed their name merely on suspicion because the petitioners were on good terms with the deceased.

The petitioners have no criminal antecedents, as per averments made in para 3 of the petition.

Learned APP for the State has opposed the prayer by submitting that the allegations is under Sections 379 of the I.P.C. and other allied offences.

In the facts and circumstances of the case, prayer of the petitioners for grant of anticipatory bail is allowed. In the event of surrender/arrest of the petitioners before the court below, named above, within four (04) weeks from today, 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 the **Additional Sessions Judge-VII, Vaishali at Hajipur**, in connection with **Jandaha P.S. Case No. 200 of 2018**, subject to the conditions as laid down under Section 438(2) Cr. P.C. subject to the following conditions:-

(i) That one of the bailors will be a close relative of the petitioners who will give an affidavit giving genealogy as to how he is related with the petitioners. The bailor will also



undertake to inform the Court if there is any change in the address of the petitioners.

(ii) That the petitioners will be well represented on each date and if they fail to do so on two consecutive dates, their bail bond will be liable to be cancelled.

(Madhuresh Prasad, J)

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