

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.4656 of 2020

Arising Out of PS. Case No.-261 Year-2019 Thana- PIPRA District- East Champaran

1. HARI KISHUN SAHANI @ HARE KISHN SAHANI Son of Late Mahadev Sahani Resident of Village - Tajwa Koirgawa, P.S. - Pipra, District - East Champaran.
2. Rajesh Sahani Son of Hari Kishun Sahani @ Hare Kishn Sahani Resident of Village - Tajwa Koirgawa, P.S. - Pipra, District - East Champaran.
3. Ganganath Sahani son of Late Mahadeo Sahani Resident of Village - Tajwa Koirgawa, P.S. - Pipra, District - East Champaran.
4. Parmanand Sahani Son of Late Mahadeo Sahani Resident of Village - Tajwa Koirgawa, P.S. - Pipra, District - East Champaran.
5. Pawan Sahani @ Pawan Kumar son of Rameshwar Sahani Resident of Village - Tajwa Koirgawa, P.S. - Pipra, District - East Champaran.
6. Arbind Sahani Son of Rameshwar Sahani Resident of Village - Tajwa Koirgawa, P.S. - Pipra, District - East Champaran.
7. Guddu Sahani @ Gautam Nishad Son of Ganganath Sahani Resident of Village - Tajwa Koirgawa, P.S. - Pipra, District - East Champaran.
8. Rameshwar Sahani Son of Late Brahamdeo Sahani Resident of Village - Tajwa Koirgawa, P.S. - Pipra, District - East Champaran.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Umesh Chandra Verma
For the Opposite Party/s : Mr.Md. Ataur Rahman

CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 29-02-2020 Heard learned counsels for the parties.

The petitioners are apprehending arrest in a case registered
for the offences punishable under Sections
147,341,323,324,307,379,504 and 506/34 of the IPC.

The prosecution case as per the written report of Ramavtar
Sahani submitted to the SHO, Pipra Police Station is to the



effect that on 24.7.2019 at about 5.30 P.M. the informant was returning home from market when eight accused persons including the petitioners made assault and snatched articles. It is specifically alleged that petitioner Ganganath Sahani assaulted Laxman Sahani with Farsa, petitioner Harikishun Sahani assaulted Ramautar Sahani with iron rod and petitioner Rajesh Sahani assaulted with lathi to Dasai Sahani.

It is submitted by learned counsel for the petitioners that the injuries have been found simple and there is counter version of the occurrence being Pipra P.S. Case No. 262 of 2019 filed by petitioner Ganganath Sahni against the informant's side. Statement has been made in paragraph 3 of the petition that the petitioners except petitioner no. 1 who is accused in one another case, are not having any criminal antecedent.

Learned APP submits that there are specific accusation against the petitioners in the FIR.

Considering the genesis of the occurrence, nature of injury being caused, there being counter version of the occurrence let the petitioners above named be released on anticipatory bail in the event of arrest or surrender within 12 weeks on furnishing



bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned CJM, East Champaran at Motihari in connection with Pipra P.S. Case No. 261 of 2019 subject to the conditions laid down in Section 438(2) of the Cr.P.C.

(Dinesh Kumar Singh, J)

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