

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.5352 of 2020

Arising Out of PS. Case No.-226 Year-2019 Thana- MADHUBAN District- East Champaran

1. HEMANTI DEVI @ HEMANDI DEVI Wife of Pintu Sahani Resident of Village - Sikandarpur, P.S.- Muzaffarpur, District- Muzaffarpur.
2. Ramsakhiya Devi Wife of Indradeo Sahani Resident of Village - Keshpakadi, P.S.- Madhuban, District- East Champaran
3. Indradeo Sahani Son of Dasai Sahani Resident of Village - Keshpakadi, P.S.- Madhuban, District- East Champaran
4. Sakal Sahani Son of Late Bechu Sahani Resident of Village - Keshpakadi, P.S.- Madhuban, District- East Champaran
5. Ramlal Sahani Son of Mahendra Sahani Resident of Village - Keshpakadi, P.S.- Madhuban, District- East Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : None

For the Opposite Party/s : Mr.Dr. Kumar Uday Pratap, APP

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER

4 02-09-2020 Despite repeated calls no one appears for the petitioners. Learned Additional Public Prosecutor appearing on behalf of the State is present.

The petitioners are apprehending arrest in connection with Madhuban P.S. Case No. 226 of 2019 for offences under Section 304(B), 201 and 34 IPC.

Considering the fact that the petitioner Nos. 1,4, and 5, namely, Hemanti Devi, Sakal Sahani and Ramlal Sahani are Pattidars, the Court is inclined to grant anticipatory bail to them. Let the petitioner Nos. 1, 4 and 5, namely, Hemanti Devi, Sakal



Sahani and Ramlal Sahan, in the event of arrest or surrender within a period of one month from today, be released on bail on furnishing bail bond of Rs. 25,000/- (Rupees Twenty Five thousand) each with two sureties of the like amount each to the satisfaction of 4th Additional Chief Judicial Magistrate, Motihari, East Champaran in connection with Madhuban P.S. Case No. 226 of 2019, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

So far as the petitioner Nos. 2 and 3, namely, Ramsakhiya Devi and Indradeo Sahani are concerned, the court is not inclined to grant then anticipatory bail as they are parents-in-law.

However, in the event the petitioner No. 2 and 3 namely, Ramsakhiya Devi and Indradeo Sahani, surrender before the Court below and prays for regular bail, the court below shall dispose of the application for regular bail on the same day on its own merit without being prejudiced by dismissal of their anticipatory bail application.

(Anil Kumar Upadhyay, J)

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