

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.26424 of 2020

Arising Out of PS. Case No.-311 Year-2019 Thana- BHAGWANPUR District- Vaishali

MANISH SAHNI S/o Dyal Sahni Resident of Village-Harivanshpur, P.S.-
Bhagwanpur, District-Vaishali at Hajipur.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

with

CRIMINAL MISCELLANEOUS No. 26567 of 2020

Arising Out of PS. Case No.-311 Year-2019 Thana- BHAGWANPUR District- Vaishali

VINOD SAHANI Son of Sipahi Sahani Resident of Village- Hariovashpur,
P.S.- Bahgwanpur, District- Vaishali.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

(In CRIMINAL MISCELLANEOUS No. 26424 of 2020)

For the Petitioner/s : Mr. Niranjani Parihar, Advocate.

For the Opposite Party/s : Mrs. Meena Singh, APP

(In CRIMINAL MISCELLANEOUS No. 26567 of 2020)

For the Petitioner/s : Mr. Niranjani Parihar, Advocate.

For the Opposite Party/s : Mr. Ganesh Prasad Singh, APP

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

4 15-01-2021 Heard learned counsel for the petitioners and learned
APP for the State.

The petitioners seek bail in a case registered for the
offence punishable under Sections 302 & 201/34 of the Indian
Penal Code.

The prosecution case, in brief, is that the granddaughter



(Natini) of the informant called the informant and told him that the petitioners have murdered the daughter of the informant by hanging her and threw the dead body in the chaur.

It is submitted by learned counsel for the petitioners that no such occurrence as alleged ever took place. They have been falsely implicated in the case due to dirty village politics. No overt act has been attributed to the petitioners. It is further submitted that the parties to the case have compromised the matter outside the Court and a compromise petition has been filed before the learned Court below. Petitioner Manish Sahni is languishing in custody since 01.03.2020, while petitioner Vinod Sahani is languishing in custody since 01.05.2020.

Considering the facts aforesaid, the above named petitioners are directed to be enlarged on bail, **after framing of charge**, 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 the learned Additional Chief Judicial Magistrate-I, Vaishali at Hajipur in connection with Bhagwanpur P.S. Case No.311 of 2019, subject to the following conditions :

(1) One of the bailors will be his own blood relative, preferably, father, mother, brother, sister and/or his wife.



(2) The petitioners shall not indulge himself in any similar offence till conclusion of the trial.

(3) The petitioners shall remain physically present in court on each and every date during trial and in the event of failure on two consecutive dates without sufficient reasons, their bail bonds shall be liable to be cancelled by the learned court concerned.

(4) The petitioner shall co-operate with the investigation, if not already concluded and make himself available and when so required and in case of failure, the State shall be at liberty to move for cancellation of bail.

(Anjani Kumar Sharan, J)

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