

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.56368 of 2023

Arising Out of PS. Case No.-2669 Year-2022 Thana- SARAN COMPLAINT CASE District-
Saran

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1. VIJAY RAI SON OF LATE NAGESHWAR RAI RESIDENT OF VILLAGE - PAHARPUR, POLICE STATION - GARKHA, DISTRICT - SARAN (CHAPRA)
 2. AJAY RAI SON OF LATE NAGESHWAR RAI RESIDENT OF VILLAGE - PAHARPUR, POLICE STATION - GARKHA, DISTRICT - SARAN (CHAPRA)
 3. ANUP KUMAR @ ANUP RAI SON OF LATE NAGESHWAR RAI RESIDENT OF VILLAGE - PAHARPUR, POLICE STATION - GARKHA, DISTRICT - SARAN (CHAPRA)
 4. ANIL RAI SON OF LATE CHANDESHWAR RAI RESIDENT OF VILLAGE - PAHARPUR, POLICE STATION - GARKHA, DISTRICT - SARAN (CHAPRA)
 5. SUNIL RAI SON OF LATE CHANDESHWAR RAI RESIDENT OF VILLAGE - PAHARPUR, POLICE STATION - GARKHA, DISTRICT - SARAN (CHAPRA)
 6. PAPPU RAI @ PAPPU KUMAR RAI SON OF LATE CHANDESHWAR RAI RESIDENT OF VILLAGE - PAHARPUR, POLICE STATION - GARKHA, DISTRICT - SARAN (CHAPRA)
 7. PINTU RAI @ PINTU KUMAR RAI SON OF LATE CHANDESHWAR RAI RESIDENT OF VILLAGE - PAHARPUR, POLICE STATION - GARKHA, DISTRICT - SARAN (CHAPRA)

... .. Petitioner/s

Versus

1. THE STATE OF BIHAR
2. SANJAY KUMAR SON OF LATE RAMJEE LAL GUPTA RESIDENT OF MOHALLA - MAUNA SANDHA ROAD, POLICE STATION - CHAPRA TOWN, DISTRICT - SARAN (CHAPRA)

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Brij Kishor Mishra
For the Opposite Party/s : Mr.Dr.Mrityunjaya Kr.Gautam

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 19-09-2023

Heard learned counsel for the parties.

2. The petitioners apprehend their arrest in a



complaint case punishable for the offence under Section 387/34 of the Indian Penal Code.

3. It is alleged in the complaint petition that while the complainant was collecting the building material for erecting the boundary wall, then petitioner no. 1(Vijay Rai) came there and demanded Rs. 5,00,000/- from him, as *rangdari*, and in the event of non-payment, he threatened the complainant with dire consequences.

4. There is specific accusation of demand of rangdari against petitioner no. 1 (Vijay Rai) and from perusal of paragraph 3 of the petition, it appears that he has got four criminal antecedent. Petitioner no. 2 (Ajay Rai) and petitioner no. 4 (Anil Rai) have also got two criminal antecedent. Accordingly, the prayer for anticipatory bail of petitioner no. 1, 2 and 4 is refused.

5. So far as other petitioners are concerned i.e. petitioner no. 3 (Anup Kumar @ Anup Rai), petitioner no. 5 (Sunil Rai), petitioner no. 6 (Pappu Rai) and petitioner no. 7 (Pintu Rai), they have got clean antecedent, as per paragraph – 2 of the supplementary affidavit, in the event of their arrest/surrender within a period of six weeks from today, they are directed to be enlarged on bail on furnishing bail-bonds of



Rs. 10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate 1st Class, Chapra, District – Saran in connection with Complaint Case No. 2669 of 2022, Trial No. 570 of 2023, subject to condition as laid down under Section 438(2) of the Code of Criminal Procedure.

6. This application is, accordingly, disposed of.

(Prabhat Kumar Singh, J)

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