

IN THE HIGH COURT OF JUDICATURE AT PATNA

**Cr.Misc. No.46341 of 2008**

1.SONU KUMAR @ SOHAN NARAYAN

S/O-Surendra Singh

2.DHEERAJ KUMAR

S/O-Sunil Singh

Both are R/O-Village-Arai Keshopur, P.S.-Atri, Distt.-Gaya.

.....Petitioners.

Versus

STATE OF BIHAR

.....Opposite Party.

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2/ 30.01.2009

Heard learned Counsel for the petitioners and  
learned Counsel appearing on behalf of the State.

The petitioners apprehend their arrest in a case  
which has been registered under Sections 307, 379 and  
some other Sections of the Indian Penal Code.

The informant has alleged that two accused  
persons namely Charitar Singh and Sunil Singh came  
and demanded Rs. 50,000/- by way of extortion and  
assaulted the informant.

Submission is that the allegation of assault has  
not been substantiated as there is no injury on the  
record. The First Information Report has not been  
registered under Sections 384(2), 385, 386 and 387 of the  
Indian Penal Code. No overt act has been attributed  
against the petitioners. Whatever allegation is there that  
is against two other accused persons who are not here.  
Further submission is that prior to the present case a  
case has also been registered on the basis of fardbeyan of  
wife of the informant under Section 376 and some other

Sections of the Indian Penal Code. The present case has been lodged only with a view to pressurize the petitioners.

Considering the facts and circumstances of the case, the petitioners Sonu Kumar @ Sohan Narayan and Dheeraj Kumar are directed to surrender before the Court below within a period of twenty days from the date of receipt/production of a copy of this order and on their so surrendering they shall be released 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 the Chief Judicial Magistrate, Gaya in connection with Atri P.S. Case No. 20 of 2008, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

*kksinha/*

**(Shyam Kishore Sharma, J.)**

