

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.887 of 2015

- =====
1. Md. Hakim @ Hakim
 2. Dukha

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Md. Naushad Uzzoha

For the Opposite Party/s Mr. Sanjay Kumar Tiwary (App)

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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR SRIVASTAVA
ORAL ORDER

02/ 09.01.2015

Heard learned counsel for the petitioners as well as learned

Addl. Public Prosecutor for the State.

Petitioners apprehend their arrest in connection with Sikty
P. S. case no. 151/2013 registered under sections 498A, 323, 325 and
504/34 of the IPC as well as 3/ 4 of the D.P. Act.

Admittedly, petitioners are brothers-in-law of the sister of
the informant and there is allegation against petitioner no.1 that he
assaulted the informant's father by means of **lathi** causing fracture
injury on his hand. The present case has been registered under section
498A, 323, 325, 504/34 of the IPC and 3/ 4 of the D.P. Act.

Admittedly, except section 498A of the IPC and 3/ 4 of
the D.P. Act, almost all sections are bailable in nature. So far as
sections 498A of the IPC and 3/ 4 of the D.P. Act are concerned, there
appears to be no allegation against these petitioners to constitute the
said offence.

Considering the aforesaid facts and circumstances as well as
submissions of the parties, this anticipatory bail petition is allowed
and it is ordered that in the event of arrest/ surrender within four

weeks from the date of receipt of this order to the concerned court, let the petitioners be released on bail on furnishing bail bonds of Rs 10,000/- each with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Araria in Sikty P. S. case no. 151/2013 subject to condition as laid down under section 438(2) of the Cr.P.C.

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(Hemant Kumar Srivastava,J)

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