

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.45377 of 2015**

Arising Out of PS.Case No. -145 Year- 2015 Thana -RAXAUL District-  
EASTCHAMPARAN(MOTIHARI)

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1. Azazul Rahman @ Azizul Rahman, S/o late Nathu Ansari, resident of  
village- Naika Tola P.S. Raxaul, District- East Champaran.

.... .... Petitioner/s

Versus

1. The State of Bihar

.... .... Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Ajay Kumar Singh, Advocate

For the Opposite Party/s : Mr. Lallan Kumar, APP

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**CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH**  
**ORAL ORDER**

2/ 14-10-2015

Heard learned counsel for the Petitioner, Informant  
and the State.

The Petitioner apprehends his arrest in a case  
instituted for the offence under Section(s) 147, 149, 323, 307,  
504 Indian Penal Code.

It has been submitted by the counsel for the  
Informant that six persons were injured and remained in hospital  
for about ten days and there is specific allegation against the  
Petitioner of having caused injury to one of the injured and  
hence, he should not be released on anticipatory bail.

Considering that there is counter version of the  
occurrence and the dispute took place on account of land and there  
is no other case of similar nature pending against him, it is ordered



that in the event of surrender/arrest of the Petitioner, named above, within four weeks from the date of receipt/production of a copy of this order in connection with Raxaul P.S. Case No.145 of 2015, he shall be released on anticipatory bail on furnishing bail bond of ₹5,000/- (five thousand) with two sureties of the like amount each or any other surety to be fixed by the court below to the satisfaction of the Sub-Divisional Judicial Magistrate, Raxaul at Motihari, East Champaran, subject to the conditions as laid down under Section 438(2) Cr. P. C. and (i) That one of the bailors will be a close relative of the Petitioner, who will give an affidavit giving genealogy as to how he is related with the Petitioner. The bailors will undertake to furnish information to the court about any change in the address of the Petitioner, (ii) That the bailors shall also state on affidavit that they will inform the court concerned if the Petitioner is implicated in any other case of similar nature after his release in the present case and thereafter the court below will be at liberty to initiate the proceeding for cancellation of bail on the ground of misuse, (iii) That the Petitioner will give an undertaking that he will receive the police papers on the given date and be present on date fixed for charge and if he fails to do so on two given dates and delays the trial in any manner, his bail will be liable to be cancelled for reasons of misuse, and (iv) That the

Petitioner will be well represented on each date and if he fails to do so on two consecutive dates, his bail will be liable to be cancelled.

JA/-

(Anjana Prakash, J)

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