

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.44641 of 2016**

Arising Out of PS.Case No. -217 Year- 2016 Thana -BARARI District- KATIHAR

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1. Shamim Akhter Son of Late Abdul Rauf Resident of Village- Marchia  
Karamatpur, P.S.- Barari, District- Katihar.

.... .... Petitioner/s

Versus

1. The State of Bihar

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

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**Appearance :**

For the Petitioner/s : Mr. Md. Helal Ahmad, Advocate

For the Opposite Party/s : Mr. Ranjit Ranjan, APP

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**CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI**  
**SHARAN SINGH**  
**ORAL ORDER**

2      28-10-2016      Heard the parties.

This application, for grant of anticipatory bail, arises out of  
Barari P.S. Case No. 217 of 2016, disclosing offences under  
Sections 341, 323, 354(B) and 379 of the Indian Penal Code.

Learned counsel for the petitioner has submitted that the  
petitioner has been maliciously implicated in this case by the  
informant because he did not allow her cattle to graze in his field.

Considering the submission, as above, this application is  
allowed. Let the petitioner, above named, in the event of his arrest  
or surrender before the court below within six weeks, be released  
on bail on furnishing bail bond of Rs. 10,000/- (Rupees Ten  
Thousand) with two sureties of the like amount each to the  
satisfaction of learned 5<sup>th</sup> Additional Chief Judicial Magistrate,

Katihar, in connection with Barari P.S. Case No. 217 of 2016, subject to the condition laid down under Section 438 (2) of the Code of Criminal Procedure.

This is subject to the condition that the petitioner shall present himself before the police/Court, as the case may be, as and when required and in the event of failure on his part to appear before the Court on two consecutive occasions, his bail bond shall be liable to be cancelled.

**(Chakradhari Sharan Singh, J)**

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