

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.46948 of 2016

Arising Out of PS.Case No. -257 Year- 2015 Thana -JOKIHAT District- ARRARIA

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1. Sufyan S/o Abdul Hafeez
2. Bibi Mahzoora Khatoon @ Mahzara W/o Sufyan Both are resident of
Village- Matiyari, P.S.- Jokihat, District- Araria.

.... Petitioners

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioners : Mr. Md. Naushad Uzzoha, Advocate.

For the Opposite Party : Mr. Ajay Kumar -2, APP.

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

2 14-12-2016 Heard both sides.

The petitioners apprehend their arrest in Jokihat P.S.
Case No. 257 of 2015, registered for the offences punishable
under Section 307 and other Sections of the Indian Penal Code.

The petitioner no. 1 is alleged to have assaulted the wife
of the informant with Pharsa on her head and petitioner no. 2 is
alleged to have caught hair of wife of the informant.

Learned counsel for the petitioners submits that the
informant is brother of petitioner no. 1. There is land dispute
between the parties. The wife of the informant got simple injuries.
The police after investigation submitted charge sheet under
bailable sections of the Indian Penal Code but the court below
took cognizance under Section 307 of the Indian Penal Code.



Considering the facts aforesaid and the facts that the petitioner no. 1 and the informant are brothers and on account of land dispute some scuffle took place, the petitioners above named, in the event of their arrest or surrender before the court below within a period of four weeks from the date of receipt/production of a copy of this order, are directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the Sub-Divisional Judicial Magistrate, Araria in Jokihat P.S. Case No. 257 of 2015, Subject to the conditions as laid down under Section 438 (2) of the Code of Criminal Procedure.

(Prabhat Kumar Jha, J.)

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