

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.18698 of 2016

Arising Out of PS.Case No. -318 Year- 2015 Thana -VAISHALI District- VAISHALI(HAJIPUR)

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Md. Khobhari @ Rahamtulla Son Of Late Md. Habib Resident Of Village-
Alahdadpur, P.S.- Vaishali, District- Vaishali At Hajipur (Bihar).

.... Petitioner

Versus

The State Of Bihar.

.... Opposite Party

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Appearance:

For the Petitioner : Mr. Rakesh Kumar, Advocate

For the State : Mr. Shantanu Kumar (App)

For the Informant : Mr. Anish Chandra, Advocate

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CORAM: HONOURABLE DR. JUSTICE RAVI RANJAN
ORAL ORDER

2 13-05-2016 Heard learned counsel for the petitioner and learned
counsel for the State.

The Petitioner apprehends his arrest in connection with
Vaishali P.S. Case No. 318 of 2015 registered for offences
punishable under Sections 341,323,324,354,307,504/34 of the
Indian Penal Code.

It is contended that there is a case and counter case
between both the parties and so far the petitioner is concerned, he
has only been stated to have caught hold of the informant,
whereas, direct allegation of assault by dagger is upon co-accused
Md. Imteyaz inflicting injury on her finger. The petitioner has
stated in paragraph-3 that he has no criminal antecedent, however,
learned counsel appearing for the informant has submitted that

petitioner is involved in another case also.

Having regard to the facts and circumstances of the case, let the petitioner, namely, Md. Khobhari @ Rahamtulla be released on bail in the event of arrest/surrender before the Court below within a period of six weeks from today in Vaishali P.S. Case No. 318 of 2015, on furnishing bail bond of Rs. 10,000/- (Ten Thousand Rupees) with two sureties of the like amount each to the satisfaction of Chief Judicial Magistrate, Vaishali at Hajipur subject to the conditions as laid down under sub-section (2) of Section 438 of the Code of criminal Procedure with further condition that before accepting the bail bond, the Court below would verify the criminal antecedent of the petitioner. If the petitioner is found involved in any case then he would be taken into custody. However, if his criminal antecedent is clean, bail bond would be accepted.

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(Dr. Ravi Ranjan, J.)