

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.37285 of 2016

Arising Out of PS.Case No. -63 Year- 2016 Thana -KAMTAUL District- DARBHANGA

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1. Shafqat Imam Jilani @ Naushad, son of Shaukat Imam Jilani resident of
Village- Kamrauli, P.S.- Kamtaul, District- Darbhanga Petitioner
Versus

1. The State of Bihar Opposite Party/s

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Appearance :

For the Petitioner/s : Ms. Shama Sinha

For the Opposite Party/s : Mr. Satyendra Narayan Singh

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CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI

SHARAN SINGH

ORAL ORDER

2 20-09-2016 Heard learned Counsel for the petitioner and
learned Additional Public Prosecutor for the State.

This application, for grant of anticipatory bail,
arises out of Kamtaul Police Station Case No. 63 of 2016,
disclosing offences under Sections 147, 148, 149, 341, 323,
324, 307, 504 of the Indian Penal Code.

It is submitted on behalf of the petitioner,
referring to the First Information Report, that for an
occurrence, which is said to have taken place on 24.4.2016,
the First Information Report came to be registered on
30.04.2016. According to her, there is no apparent
justification for such delay in registration of the First
Information Report which casts serious doubt on the case of
the prosecution. It has also been submitted that three
different cases have been instituted with reference to the
same occurrence, which had taken place in course of the

last Panchayat Elections in the State. It has further been submitted that allegations are general in nature against the accused. Though there is allegation against the petitioner of giving blow with farsa, she submits that the injury has, however, been found to be simple in nature.

Considering the above submissions, this application is allowed.

Let the petitioner, Shafqat Imam Jilani @ Naushad, 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/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate, 1st Class, Darbhanga, in connection with Kamtaul Police Station Case No. 63 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.

Prabhakar Anand/-

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(Chakradhari Sharan Singh, J.)