

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.46526 of 2016

Arising Out of PS.Case No. -66 Year- 2016 Thana -SINGHIYA District- SAMASTIPUR

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1. Md. Israphil Son of Late Yasin
2. Md. Maskur Son of Late Moiuddin
3. Md. Kalam Son of Late Musa, All Resident of Village- Bahudara,
Police-Station -Singhiya, District-Samastipur

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Vinay Kumar Mishra, Adv.

For the Opposite Party/s : Mr. Md. Arif, APP

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR
JHA
ORAL ORDER

2 02-12-2016 Heard both sides.

The petitioners apprehend their arrest in Singhia P.S.
Case No. 66/2016, registered for the offences punishable under
Section 307 and other sections of the Indian Penal Code.

Md. Israphil petitioner no. 1 is alleged to have assaulted
Md. Jahir with lathi on his head and Md. Maskur petitioner no. 2
and Md. Kalam petitioner no. 3 are alleged to have took different
articles from the house of the informant.

Learned counsel for the petitioners submits that
allegations are false and concocted; on account of political rivalry
this case has been lodged. Similarly situated co-accused Md.
Imdad and Nazir Alam have been granted anticipatory bail vide



order dated 29.11.2016 passed in Cr. Misc. 50886/2016 by a coordinate bench of this court. Imdad and Nazir Alam are alleged to have assaulted the informant and Md. Arman respectively with sharp-edged weapon. The injury caused to Md. Jahir on account of assault made by the petitioner no. 1 is simple in nature. The allegation of theft is ornamental.

Considering the facts aforesaid, 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) each with two sureties of the like amount each to the satisfaction of Additional Chief Judicial Magistrate IV, Rosera, Samastipur in connection with Singhia P.S. Case No. 66/2016, subject to the conditions as laid down under Section 438(2) of the Cr. P.C.

(Prabhat Kumar Jha, J.)

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