

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.54709 of 2017

Arising Out of PS.Case No. -68 Year- 2017 Thana -BEGUSARAI MUFFASIL District-
BEGUSARAI

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Md. Maqsood, Son of Late Md. Azad, resident of village- Laruara, P.S.
Muffasil (Singhaul O.P.), District- Begusarai.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sandip Kumar Gautam, Advocate

For the Opposite Party/s : Mr. Shyam Bihari Singh, APP

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CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL

ORAL ORDER

2 22-11-2017 Heard learned counsel for the petitioner and learned APP
for the State.

Petitioner seeks regular bail in connection with Mufasssil
P.S. Case No. 68 of 2017 for offences alleged under Sections
341,323,504,307,34 of the Indian Penal Code.

The prosecution case, as lodged by the informant is that
while he was going out, the petitioner along with other co-accused
started assaulting him by means of knife. Specific allegation upon
the petitioner is that he assaulted the informant many times with
knife of which he received injuries.

It has been submitted by the learned counsel for the
petitioner that he is innocent and has been falsely implicated in
this case. He submits that no offence has been made out and that



petitioner is languishing in judicial custody since 20.07.2017 and that charge-sheet has already been submitted and there is no allegation of tampering of the prosecution witnesses by the petitioner. He further submits that the injury on the finger and knee which the informant sustained somewhere else but on being on inimical terms he has been falsely implicated in this case. The injuries are found to be simple in nature.

However, learned APP for the State opposes the prayer for bail.

Considering the facts and circumstances and the materials on record, let petitioner, above named, be enlarged on bail after completion of three months in custody 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, Begusarai, in connection with Mufassil P.S. Case No. 68 of 2017, subject to the following conditions:-

1. One of the bailors would be a close relative of the petitioner having sufficient immovable property within the jurisdiction of the concerned police station, who will file an affidavit stating his relationship with the petitioner

2. Petitioner will appear before the learned court below during trial as and when required and failure to appear on two



consecutive dates without assigning any reason will entail
cancellation of his bail bonds.

(Nilu Agrawal, J)

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