

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.5413 of 2017

Arising Out of PS.Case No. -146 Year- 2015 Thana -ARARIA District- ARRARIA

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1. Md. Wasi Ahmad, son of late Mukhtar
2. Tazbul @ Tabsum, wife of Md. Samim
Both residents of village- Azad Nagar, Ward No. 19, P.S. and District-
Araria.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Anil Prasad Singh, Advocate.

For the Opposite Party/s : Mr. Ram Sevak Choudhary, A.P.P

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CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR
ORAL ORDER

2 06-02-2017 Heard learned counsels for the petitioners and the

State.

The petitioners apprehend their arrest in connection
with Araria P. S. Case No. 146 of 2015 instituted under Sections
147, 341, 323, 324, 325, 342, 352, 504, 307 and 506/34 of the
Indian Penal Code.

The allegation, in brief, is that due to some land
dispute, the informant was assaulted by the accused persons. The
specific allegation of assault is only against Wasi Ahmad as well
as of outraging her modesty.

Learned counsel for the petitioners submits that there
is land disputes between the parties moreover the police did not
find any case under Sections 307, 379 and 354 of the Indian Penal



Code so not submitted charge sheet under these sections, however, learned Chief Judicial Magistrate took cognizance and the petitioners have no criminal antecedent.

Having considered the aforesaid facts and circumstances, let the petitioners, namely, Md. Wasi Ahmad and Tazbul @ Tabsum, in the event of arrest or surrender before the court below within four weeks from today, be released on bail upon furnishing bail bonds of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Araria in connection with Araria P. S. Case No. 146 of 2015; subject to the conditions laid down under Section 438(2) of the Code of Criminal Procedure, 1973.

(Arun Kumar, J)

Sujit/-

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