

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.10987 of 2017

Arising Out of PS.Case No. -514 Year- 2016 Thana -KISHANGANJ District- KISANGANJ

- =====
1. Md. Tahir @ Tahir, Son of Zahiruddin,
 2. Rahim @ Md. Rahim, Son of Zahiruddin, Both are Resident of Village-
Khagra Chhaitan Toal, Police Station- Kishanganj in the District of
Kishanganj. Petitioner/s

Versus

1. The State of Bihar Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Raj Kumar

For the Opposite Party/s : Mr. Sir Pawan Kumar Chaurasiya

=====

CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN SHARMA
ORAL ORDER

2 18-03-2017 Heard learned counsel for the petitioners and learned
counsel representing the State.

The petitioners apprehend their arrest in connection
with Kishanganj P.S. Case No. 514 of 2016, registered for the
offences punishable under Sections 341, 323, 324, 307/34 of the
Indian Penal Code.

The petitioners and other co-accused being armed
with lathi, iron rod and sword came abusing the informant and told
to kill both the brothers and other co-accused Kalimuddin with an
intention to kill assaulted Samsul Haque with iron rod on his head,
resulting, his head was ruptured and he became unconscious, rest
accused persons also attacked but the informant fled away, nearby
person brought Samsul Haque to Sadar Hospital for treatment
where he was referred to M.G.M. Kishanganj Medical College and
from Kishanganj he was referred to Siliguri.



Submission is of false implication and that against the petitioners there is general and omnibus allegation, specific allegation is against Kalimuddin. The petitioners have been made accused unnecessarily. Land dispute is going on between both the parties and, as such, the petitioners deserve sympathetic consideration.

The learned A.P.P. opposes the prayer of pre-arrest bail.

In the facts and circumstances as stated above, the petitioners in the event of their arrest or surrender within four weeks from the date of receipt/production of a copy of this order shall be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten thousand) each with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Kishanganj, in connection with Kishanganj P.S. Case No. 514 of 2016 (G.R. No. 1858 of 2016), subject to the conditions as laid down in section 438(2) of the Cr.P.C.

(Jitendra Mohan Sharma, J.)

Rajiv/-

U		T	
---	--	---	--

