

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.32291 of 2017

Arising Out of PS.Case No. -13 Year- 2016 Thana -SIDHWARA District- DARBHANGA

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Abul Khair @ Khair Babu son of Ehsanul Haque resident of village -
Chamanpur, P.S. - Singhwara, District - Darbhanga.

.... Petitioner/s

Versus

The State of Bihar. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Prabhat Kumar Singh, Advocate
For the Opposite Party/s : Mr. Sri Arbind Kumar Pandey, APP

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CORAM: HONOURABLE MR. JUSTICE MADHURESH PRASAD
ORAL ORDER

2 13-07-2017 Heard learned counsel for the petitioner and learned
APP for the State.

Petitioner is apprehending his arrest in connection
with Singhwara P.S. Case No. 13 of 2016 registered for the
offences punishable under Sections 341,323,307,379,504/34 of
the Indian Penal Code.

Allegation is that when the informant went to the
house of one Md. Sufaid, she saw that he was charging
informant's mobile, she took the mobile and when she was
coming to her house, Md. Sufaid and other co-accused persons
assaulted her on account of which they have been named in the
instant case.

Counsel for the petitioner submits that the fard
beyan was recorded at Bisfi Police Station whereas the informant



is the resident of Singwara P.S. and occurrence also relates to the Singwara. He further submits that there is no allegation of repeated blow against the instant petitioner therefore, Section 307 is not attracted. He further submits that the nature of injuries is simple in nature and on that basis sympathetic consideration for grant of anticipatory bail may be taken. He also submits that the other co-accused have already been granted anticipatory bail vide order dated 9.3.2017 passed in Cr. Misc. No. 9125 of 2017.

In the facts and circumstances of the case, the prayer of anticipatory bail of the petitioner is allowed. Let the petitioner above named, in the event of his arrest or surrender within four weeks from today, be released on bail on his furnishing bonds of Rs 10,000.- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate 1st Class, Darbhanga in Singwara P.S Case No. 13 of 2016 subject to all conditions as laid down in Section 438 (2) of Criminal Procedure Code.

(Madhuresh Prasad, J)

Prakash/-

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