

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.53709 of 2017

Arising Out of PS.Case No. -107 Year- 2017 Thana -PRATAPGANJ District- SUPAUL

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Md. Majeed Safi, son of Mannat Safi, resident of village-Bhawanipur,
North, Ward No.2, P.S.- Pratapganj, District-Supaul.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Nafisuzzoha

For the Opposite Party/s : Mr. Smt. Veena Kumari Jaiswal

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CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR
UPADHYAY
ORAL ORDER

2 10-11-2017

Heard learned counsel for the petitioner and the State.

Petitioner is apprehending arrest in connection with
Pratapganj P.S. Case No. 107 of 2017 for an offence under
sections 341, 323, 379, 420, 504 and 506 of the Indian Penal
Code.

Counsel for the petitioner submits that from perusal
of fard-beyan it appears that informant has concocted a case
against this petitioner.

Referring to paragraphs 8-9 of the petition he
submitted that the reason behind false implication of this petitioner
is that the petitioner while functioning as Sarpanch has not
extended favoured to Md. Samsad.

Paragraphs 8-9 of the petition is reproduced
hereinbelow:-



“That, actually the present case has been concocted on account of enmity as one Md. Aziz had filed a case before the Gram Kachahary against his step brother Md. Samsad and petitioner is in the capacity of Sarpanch did not delivered the final verdict to favour the counter claim of Md. Samsad and as such judgment was dictated and delivered by the petitioner on 24.05.2017 in which it has been advised that the present forum is not entitle to pass appropriate order because the matter of partition between two step brothers. Thus without any occurrence and incident the present case has been hatched against the petitioner.

That, it is humbly submitted that the petitioner earlier filed and inforamatory petition before the court of A.C.J.M., Birpur at Supaul regarding the occurrence took place on 16.08.2017 on Wednesday in the Gram Kachahray at 11 A.M. when the petitioner was ready to hear the related Panchayat dispute the informant, his father and neighbour Fakir Mohammad pressurized to pass the order in his favour in Gram Kachahray Case No. 01 of 2017.

Considering the aforesaid facts and circumstances and the fact that as per statement in para-3 that the petitioner has no criminal antecedent, let the petitioner, named above, be released on bail in the event of arrest or surrender before the court



below within a period of four weeks from today, on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of S.D.J.M., Birpur at Supaul, in connection with Pratapganj P.S. Case No. 107 of 2017, subject to the condition as laid down under section 438(2) of the Cr.P.C.

(Anil Kumar Upadhyay, J)

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