

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.52994 of 2017

Arising Out of PS.Case No. -119 Year- 2017 Thana -LALIT NARAYAN UNIVERSITY District-
DARBHANGA

- =====
1. Md. Shabban @ Shabban, S/o Md. Maqbool,
 2. Md. Gulab, S/o Late Mazid Khan,
 3. Md. Alamgir, S/o Zafar Ali, All are resident of Village- Alinagar, Ward No.1, P.S.- L.N.M.U., District- Darbhanga.

.... Petitioners

Versus

The State of Bihar.

.... Opposite Party

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Appearance :

For the Petitioners : Mr. Md. Shahnawaz Ali, Advocate.

For the Opposite Party : Smt. Anita Kumari Singh, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

3 16-11-2017 Heard learned counsel for the petitioners and
learned A.P.P. for the State.

Petitioners apprehend their arrest in
L.N.M.U.P.S.Case No.119 of 2017 for the offences
under Sections 341, 323, 324, 307, 385, 504/34 of the
I.P.C.

Counsel for the petitioners has submitted that
there is allegation that petitioner no.2 pointed out
pistol on the chest of the informant and petitioner no.3
gave a iron rod blow on him causing injury on his
head. Petitioner no.1assaulted the informant



indiscriminately with stick. But the Annexure-2 shows that all injuries are said to be simple in nature caused by hard and blunt substance. There is case and counter case in between the parties. Petitioner no.2 had earlier filed a criminal case bearing L.N.M.U. P.S. Case No.107/17 which shows animosity between the parties.

In the facts and circumstances of the case, prayer of the petitioners for grant of anticipatory bail is allowed. Let the petitioners, above named, in the event of their arrest or surrender before the court below within six weeks from today, be released on bail on furnishing bail bonds of Rs.10,000/- each with two sureties of the like amount each to the satisfaction of C.J.M., Darbhanga, in L.N.M.U. P.S. Case No.119/17 subject to the conditions as laid down under Section 438 (2) of Cr.P.C. with further conditions: (1) bailors should be local having sufficient immovable property within the jurisdiction of the court concerned, (2) petitioners shall cooperate in the trial and shall be present on each and every date fixed by the court and absence on two consecutive dates without proper and reasonable reason will automatically cancel bail bond of the



petitioners and (3) if petitioners tampers with the evidence or the witnesses of the case, in that case, prosecution will be at liberty to move for cancellation of bail of the petitioners.

AnilKrSinha/-

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(Sanjay Priya, J)

