

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.47166 of 2018**

Arising Out of PS.Case No. -57 Year- 2018 Thana -JOGBANI District- ARRARIA

=====

1. Md. Mukhtar S/o Late Hakim Miyan, R/o Vill.- Kochgama, P.S.-  
Jogbani, Distt.- Araria.

.... .... Petitioner/s

Versus

1. The State of Bihar

.... .... Opposite Party/s

=====

**Appearance :**

For the Petitioner/s : Mr. Ramesh Kumar Singh

For the Opposite Party/s : Mr. Sri Anish Chandra

=====

**CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA**  
**ORAL ORDER**

2      14-08-2018      Heard the parties.

The petitioner is apprehending his arrest in connection with Jogbani P.S.Case no.57 of 2018 , registered for offences punishable under Sections 447, 323, 324, 354B, 379, 504, 506/34 of the Indian Penal Code.

Allegation against the petitioner is of assault by *Katta* to the informant.

Submission of the learned counsel for the petitioner is that prescription of the hospital is annexed with the FIR itself which does not show any sharp cut injury on the person of the informant and there is delay in lodging the FIR.

Heard learned A.P.P. also.

Having heard both sides and in view of the facts and



circumstances, as stated above, let the petitioner, above named, in the event of arrest or surrender before the court below within a period of six weeks from the date of receipt of the order, be released on bail on furnishing bail bond of Rs.25,000/- (Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned ACJM 1<sup>st</sup>, Araria in connection with Jogbani P.S.Case No.57 of 2018 subject to condition as laid down under Section 438 (2) of the Code of Criminal Procedure.

With following conditions :

- (i) One of the bailors of the petitioner shall be a local person having sufficient immovable property within the jurisdiction of the concerned court.
- (ii) The petitioner will not induce any witness or tamper with the evidence.
- (iii) The petitioner shall co-operate in the investigation of the case and make himself available as and when required by the Police, otherwise, the prosecution is free to move for cancellation of his bail bond.

With the aforesaid direction, this application is allowed.

**(Vinod Kumar Sinha, J)**

chn/-

|   |  |   |  |
|---|--|---|--|
| U |  | T |  |
|---|--|---|--|

