

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.55830 of 2017

Arising Out of PS. Case No.-260 Year-2017 Thana- GOPALGANJ TOWN District-
Gopalganj

-
1. Kaleem @ Kallem Ansari,
 2. Amin Ansari Both are Sons of Md. Mohammad, R/o Village-
Bhibherwa, P.S.- Nagar, District- Gopalganj.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Mukesh Kumar Singh

For the Opposite Party/s : Mr. SRI NAND KISHORE PD

CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

2 24-01-2018 Heard learned counsel for the petitioners and the
State.

The petitioners apprehend his arrest in Gopalganj
Nagar P.S. Case No. 260 of 2017 instituted for the offence
under Sections 302/34 of the Indian Penal Code.

Counsel for the petitioners submitted that there is
allegation in the written report, that due to land dispute
between the informant and petitioners, co-accused Naim
Miya and Sahjad Alam assaulted Aftab Alam causing
serious injury to him.

The case diary has been received and the post
mortem report is available. The doctor did not find any
corresponding injury on the person of the deceased. The



opinion with regard to cause of death was kept reserved pending examination of visera preserved. From the written report it is apparent that there is no specific allegation of overt act against these petitioners. The other co-accused with similar allegation have already been granted privilege of anticipatory bail vide order dated 17.10.2017 passed in Cr. Misc. No. 46595 of 2017.

Considering the facts and circumstances of the case, prayer for anticipatory bail of the petitioners is allowed. In the event of surrender/arrest of the petitioners, named above, within six weeks from today, in connection with Gopalganj Nagar P.S. Case No. 260 of 2017, they shall be released on anticipatory bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) each with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Gopalganj, subject to the 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 their absence on two consecutive dates without proper and reasonable reason will be liable to cancel their bail



bond and (3) if petitioners tamper 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.

(Sanjay Priya, J)

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