

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.12712 of 2018

Arising Out of PS.Case No. -60 Year- 2017 Thana -MUNGER MUFFASIL District- MUNGER

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1. Md. Zulfiquar @ Md.zulfiquar Ali, son of late Md. Islam
2. Md. Naushad Alam, son of late Md. Mojib
Both are resident of village Mirjapur Vardah, P.S. Muffasil, Distt. Munger.
..... Petitioner/s

Versus

The State of Bihar

..... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ajit Kumar Singh, Advocate.

For the Opposite Party/s : Dr. Rabindra Kumar, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

2 05-03-2018 Heard learned counsel for the petitioners and the

State.

The petitioners apprehend their arrest in **Muffasil P.S.**
Case No. 60 of 2017 instituted for the offence under Sections 341,
504, 506, 323, 307 and 337/34 of the Indian Penal Code.

It is alleged in the written report that the petitioner
along with others armed with different weapons arrived and
started damaging eastern wall of the house. They also assaulted
the informant with pieces of bricks etc.

Learned counsel for the petitioner has submitted that
during investigation the police submitted charge sheet against all
the accused persons under Sections 341, 323, 504, 505, 337/34 of
the Indian Penal Code but the learned court below took
cognizance under Section 307 Indian Penal Code.



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 **Muffasil P.S. Case No. 60 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, Munger**, subject to the conditions as laid down under Section 438 (2) 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 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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