

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.63468 of 2018**

Arising Out of PS. Case No.-330 Year-2018 Thana- FORBESGANJ District- Araria

Md. Mazhar aged 35 years, Son of Late Abdul Wahab @ Late Awab,  
resident of Village- Purandaha Laxmipur, Ward No. 3, P.S. Simraha, District-  
Araria.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Sanjay Kumar Sharma

For the Opposite Party/s : Mr. Sri Ramchandra Sahani

**CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH**  
**ORAL ORDER**

2      11-10-2018                      Heard learned counsel for the petitioner and learned  
APP for the State.

The petitioner is apprehending his arrest in a case  
registered under Sections 341, 323, 324, 307, 504, 506 and 34 of  
the Indian Penal Code.

The prosecution case, in short, is that while the  
informant was on the way to his house, the accused persons  
covering their face attacked on him due to which he sustained  
injury.

It has been submitted on behalf of the petitioner that  
there is no allegation of tampering of witnesses alleged against  
the petitioner. The petitioner has falsely been implicated in the  
present case. The injury caused by the petitioner is on non-vital



part of the body. Hence, no offence under Section 307 IPC is made out. Rest of the offences are triable by the Magistrate.

On behalf of the State, it is submitted that the petitioner is named in the F.I.R./complaint case.

Considering the aforesaid facts and circumstances, let the petitioner, above named, in the event of arrest/surrender before the learned court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) each with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Araria in connection with Forbesganj (Simraha) P.S. Case No. 330/18, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

**(Sudhir Singh, J)**

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