

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.11484 of 2019**

Arising Out of PS. Case No.-95 Year-2018 Thana- BEGUSARAI MUFFASIL District-
Begusarai

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1. Shahana Khatoon, Wife of Md. Ashfaq, Resident of Village - Koriya, Haiwatur, P.S.- Muffasil, District- Begusarai.
 2. Mahekha Khatoon @ Maherun Khatoon, Wife of Kasim, Resident of Village - Koriya, Haiwatur, P.S.- Muffasil, District- Begusarai.
 3. Md. Ashfaq @ Md. Ishfaq, Son of Md. Kasim, Resident of Village - Koriya, Haiwatur, P.S.- Muffasil, District- Begusarai.
 4. Md. Rahmatul @ Rahmatul, Son of Md. Kasim, Resident of Village - Koriya, Haiwatur, P.S.- Muffasil, District- Begusarai.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Shree Niwas Singh, Advocate
For the Opposite Party/s : Mr.Jagdhari Prasad, APP

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

6 26-06-2019 In this case petitioner no.3 has already been arrested by the police, as such, his application is permitted to be withdrawn by order dated 08.03.2019.

This is an application for grant of anticipatory bail in connection with Begusarai P.S. Case No.95 of 2018, disclosing offences under Sections 341, 323, 307, 504, 34 of the Indian Penal Code.

So far as allegation of assault by bamboo is on petitioners no.2 & 4 and petitioner no.1 is named in the F.I.R.

Submission of the learned counsel for the petitioners



is that there is land dispute between the parties and no specific allegation has been attributed against petitioner no.1 and no injury report is available on the case diary.

Heard learned A.P.P. also.

Having heard both sides, on perusal of the file it appears that the injury and opinion on the injury report was called for, but the same has not been received. As such, considering the above submission, this application is allowed. Let the petitioners, above named, in the event of their arrest or surrender before the court below within six weeks, be released on bail on furnishing bail bond of Rs.25,000/- (Rupees Twenty Five Thousand) each with two sureties of the like amount to the satisfaction of learned C.J.M., Begusarai, in connection with Begusarai P.S. Case No.95 of 2018, subject to the condition laid down under Section 438(2) of the Code of Criminal Procedure.

(Vinod Kumar Sinha, J)

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