

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.33920 of 2019

Arising Out of PS. Case No.-227 Year-2018 Thana- GURUA District- Gaya

1. Md. Imamuddin @ Imamuddin Ansari, Son of Late Ali Mohamad Resident of Village-Sukul Khap, Police Station-Gurua, District-Gaya.
2. Ali Emam @ Ali Imam Ansari Son of Late Ali Mohammad Resident of Village-Sukul Khap, Police Station-Gurua, District-Gaya.
3. Ihrar Ansari @ Md. Ihar Ansari Son of Abdul Nesar Ansari Resident of Village-Sukul Khap, Police Station-Gurua, District-Gaya.
4. Md. Shafique @ Md. Shafique Miya @ Md. Sharif Son of Manjur Miya Resident of Village-Sukul Khap, Police Station-Gurua, District-Gaya.
5. Md. Meraj Ansari @ Meraj Ahmad @ Meraj Ansari Son of Reyajuddin Miyan Resident of Village-Sukul Khap, Police Station-Gurua, District-Gaya.
6. Md. Tanveer Alam @ Md. Tanveer Ansari @ Tanveer Alam Son of Late Abdul Sattar Miyan Resident of Village-Sukul Khap, Police Station-Gurua, District-Gaya.
7. Abdul Rauf Miya @ Abdul Rauf Son of Late Karim Miya Resident of Village-Sukul Khap, Police Station-Gurua, District-Gaya.
8. Md. Jawed Hussain Son of Ghulam Rasool Miya Resident of Village-Sukul Khap, Police Station-Gurua, District-Gaya.
9. Md. Mustak @ Md. Mustak Miyan Son of Late Hasan Miya @ Alee Hasan @ Ali Hasan Miyan Resident of Village-Sukul Khap, Police Station-Gurua, District-Gaya.
10. Md. Tejmul Ansari @ Sher Mohammad Son of Dost Mohammad Resident of Village-Sukul Khap, Police Station-Gurua, District-Gaya.
11. Md. Jahid Ansari @ Jahida Ansari @ Jahid Ansari Son of Naushad Ansari Resident of Village-Sukul Khap, Police Station-Gurua, District-Gaya.
12. Md. Shakil Ansari Son of Sattar Miya Resident of Village-Sukul Khap, Police Station-Gurua, District-Gaya.
13. Md. Sarfaraz @ Md. Sarfaraz Ansari Son of Md. Sadik Miya Resident of Village-Sukul Khap, Police Station-Gurua, District-Gaya.
14. Md. Ishtekhar @ Md. Ishtekhar Ansari @ Md. Iftekhar Alam @ Md. Ishtehar Ansari Son of Md. Sadik Miya Resident of Village-Sukul Khap, Police Station-Gurua, District-Gaya.
15. Ajimuddin @ Azimuddin Miya Son of Late Rahimjan Miya Resident of Village-Sukul Khap, Police Station-Gurua, District-Gaya.
16. Ghulam Rabbani Son of Md. Akhtar Miya @ Md. Akhtar Ansari Resident of Village-Sukul Khap, Police Station-Gurua, District-Gaya.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s



Appearance :

For the Petitioner/s : Mr.Ram Pravesh Nath Tiwari
For the Opposite Party/s : Mr.Rajendra Prasad Nat

**CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA**

ORAL ORDER

2 23-05-2019 Heard learned counsel for the petitioners and the
learned A.P.P. for the State.

The petitioners apprehend their arrest in connection with Gurua P.S. Case no. 227 of 2018, registered under Sections 147, 148, 149, 341, 342, 323, 332, 333, 337, 338, 307, 188, 427, 353, 504 and 506 of the Indian Penal Code.

The accusation is that on 09.11.2018 at about 10.00 A.M. procession was going on to immerse the idol of goddess Laxmi, when procession reached near the house of Dular Chand Yadav and Krishna Ravidas, the persons named in the F.I.R. and some unknown, including the petitioners, belonging to Muslim community came there and started pelting stones in which informant and other Police personnel sustained injuries.

Learned counsel for the petitioners submits that while petitioners are named in the F.I.R., but no specific overt act has been attributed against the petitioners. Further submission is that similarly situated Arshad Hussain and 11 others have already been granted privilege of pre-arrest bail by a co-ordinate Bench of this Court on 08.05.2019 vide Criminal



Miscellaneous No. 30236 of 2019. The petitioners have no criminal antecedent.

Having regard to the facts and circumstances of the case, let the above named petitioners, be released on bail, in the event of their arrest or surrender before the learned Court below within a period of four weeks from today, on furnishing bail bond of Rs. 10,000/- (Ten thousand) each with two sureties of the like amount each to the satisfaction of the S.D.J.M. Sherghati in connection with Gurua P.S. Case No. 227 of 2018, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

(Rajendra Kumar Mishra, J)

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