

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.41118 of 2019

Arising Out of PS. Case No.-40 Year-2019 Thana- MANIHARI District- Katihar

Md. Furkan@ Furkan Son of Aajo @ Md. Riyajuddin Resident of Village -
Narainpur, P.S.- Manihari, District - Katihar.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Jitendra Kumar Giri, Advocate

For the Opposite Party/s : Mr. Binod Kumar No.3, APP

CORAM: HONOURABLE MR. JUSTICE SHIVAJI PANDEY
ORAL ORDER

3 02-08-2019 Heard learned counsel for the petitioner and learned
counsel for the State.

In this case, the petitioner is seeking anticipatory bail
in connection with Manihari P.S. Case No.40 of 2019, registered
for the offence punishable under Sections 341, 384, 307/34 of
the Indian Penal Code.

As per the FIR, the informant has gone along with
JCB Machine to cut the soil, in the meantime, the petitioner
along with other associates came and demanded extortion
money, on refusal, they took out the pistol and started firing,
whereupon the owner of the land including the informant fled
away from there, but the nephew of the informant was caught
and he was injured by the accused person.

Counsel for the petitioner submits that he was only



member of mob and there is no injury report in the case diary, but consistent evidence has been made by the witnesses against the petitioner.

Looking to the nature of allegation, this Court is not inclined to grant bail to the petitioner. Accordingly, the prayer for bail is rejected.

However, if the petitioner surrenders before the Court below within four weeks from today and prays for regular bail, the Court below will consider the same and pass appropriate order without being influenced by the order of this Court.

(Shivaji Pandey, J)

V.K.Pandey/-

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