

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.39438 of 2019**

Arising Out of PS. Case No.-513 Year-2018 Thana- CHANPATIA District- West Champaran

AFZAL ANSARI @ GORI ANSARI Son of Jalabuddin Ansari Resident of  
Village - Semari Bhawanipur, P.S.- Jogapatti (Nawalpur), District - West  
Champaran.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Umesh Chandra Verma

For the Opposite Party/s : Mr.Ajay Kumar

**CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA**  
**ORAL ORDER**

3      21-08-2019                      Heard learned counsel for the petitioner, informant  
and the learned APP for the State.

The petitioner seeks bail in Chanpatia (Sirisia) P. S.  
Case No. 513 of 2018 instituted for the offence under  
Section(s) 341, 342, 307, 504/34 of the Indian Penal Code and  
Section 27 of the Arms Act.

It is alleged that this petitioner fired shot on the  
informant with intention to kill but informant saved himself and  
the fire hit in his right hand wrist causing bleeding injury.

Learned counsel for informant has submitted that  
petitioner has criminal antecedent and four cases are pending  
against him. Petitioner is accused in two cases lodged by the  
informant as well as his wife vide Jogapatti (Nawalpur) P.S.



case no. 331 of 2017 and Jogapatti (Nawalpur) P. S. case no. 271 of 2017.

Learned counsel for petitioner has submitted that on the alleged date of occurrence on 12.12.2018, the petitioner was present in court in connection with Jogapatti (Nawalpur) P.S. case no. 331 of 2017. The certified copy of the order dated 12.12.2018 passed by Sessions Judge, West Champaran, Bettiah in Sessions Trial No. 107 of 2018 has been annexed as Annexure -2 to bail petition.

Learned APP has submitted that one injury has been found on the right forearm of the injured caused by fire arm.

Learned counsel for petitioner has submitted that there is case and counter case between the parties. Two cases are also filed vide Jogapatti (Nawalpur) P.S. case no. 275 of 2017 and Jogapatti (Nawalpur) P. S. case no 311 of 2017 against the informant and his family members by wife of co-accused Allauddin Ansari.

The petitioner is in custody since 26.4.2019.

Considering the aforesaid, let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 10,000/-(Ten thousand) with two sureties of the like amount each to the satisfaction of the ACJM-V, West Champaran at



Bettiah, in connection with Chanpatia (Sirisia) P. S. Case No. 513 of 2018 subject to the following conditions:-

(i) Both the bailors shall be the close relative of the petitioner.

(ii) The petitioner shall be present on each and every date fixed by the Court and absence on two consecutive dates without valid reason will result in cancellation of bail bond of the petitioner.

(iii) If petitioner tamper with the evidence in the case, prosecution will be at liberty to move for cancellation of bail bond of the petitioner.

**(Sanjay Priya, J)**

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