

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.40366 of 2019

Arising Out of PS. Case No.-291 Year-2018 Thana- BAUSI District- Purnia

Mukarram @ Md. Mukarram Azad S/o Md. Mukhtar, R/o village- Habdang,
P.S.- Baisi, District- Purnea.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ram Prawesh Kumar
For the Opposite Party/s : Mr.Satya Nand Shukla

CORAM: HONOURABLE MR. JUSTICE SHIVAJI PANDEY
ORAL ORDER

2 02-07-2019 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

In this case, the petitioner is seeking anticipatory
bail in connection with Baisi P.S. Case No. 291 of 2018
registered for offence punishable under sections 341, 323, 379,
384, 504, 506 of the Indian Penal Code.

The husband of the informant has been convicted
under section 498A I.P.C. whereafter the husband and his
brother illegally encroached upon the land of the father of the
informant and started making construction over the said land.
On objection, they have assaulted the informant.

The learned counsel for the petitioner submits that
there is no specific allegation made against this petitioner and
already a civil suit, vide T.S. No. 11 of 2018, is pending



between the parties that itself doubtful possession of the informant.

Looking to the facts and circumstances of the case, the prayer for bail of the petitioner is allowed and he, in the event of arrest or surrender before the court below within six weeks from today, is directed to be enlarged on anticipatory bail on furnishing bail bonds of Rs. 10,000/- with two sureties of the like amount each to the satisfaction of Chief Judicial Magistrate, Purnea in connection with Baisi P.S. Case No. 291 of 2018, subject to the conditions as laid down under section 438 Cr. PC and also subject to the condition that one of the bailors of the petitioner shall be a local person having sufficient immovable property within the jurisdiction of the concerned Court. The petitioner will not induce any witness or tamper with the evidence. The petitioner shall cooperate in the disposal of trial and make himself available as and when required by the court.

(Shivaji Pandey, J)

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