

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.63677 of 2018

Arising Out of PS. Case No.-230 Year-2018 Thana- NARPATGANJ District- Araria

1. Md. Sahabuddin son of Md. Rajjaque
2. Md. Nuruddin @ Md. Noruddin son of Md. Rajjaque
3. Md. Sijjam son of Md. Rajjaque
4. Md. Fazir son of Late Jalloo & Jalool
5. Md. Raju son of Md. Sahabuddin @ Sahabuddin
6. Akhliya Khatoon wife of Md. Sahabuddin
7. Afaibun Khatoon wife of Md. Nuruddin
8. Ruksara Khatoon @ Ruksana Khatoon wife of Md. Siyaj All are residents of Village- Sonapur Chakorwa, Police Station- Narpatganj Bathnaha, District- Araria.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Mukesh Kumar Rana

For the Opposite Party/s : Mr.Ram Sumiran Roy

CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL ORDER

3 04-02-2019 Heard learned counsel for the petitioners and learned APP for the State.

2. The petitioners apprehend their arrest for the offences alleged under Sections 341, 323, 308, 379, 354(B), 447, 504, 506/34 IPC registered in connection with Narpatganj (Bathnaha) P.S. Case No. 230 of 2018.

3. It is submitted that the petitioners have been falsely implicated and there is case and counter case between the parties in the backdrop of land dispute. In any event, the injuries sustained on the informant's side are simple in nature. The petitioners claim clean antecedents.

4. Be that as it may, in the event of the petitioners arrest or surrender before the court below within six weeks from the date of communication of this order, let the above named petitioners be released on bail on furnishing bail bond of Rs.10,000/- (ten thousand)



each with two sureties of like amount each to the satisfaction of learned CJM, Araria, in connection with Narpatganj (Bathnaha) P.S. Case No. 230 of 2018, subject to the conditions as laid down under Section 438 (2) Cr.P.C. and also subject to the following further conditions:

- i. That one of the bailors shall be a close relative of the petitioners.
- ii. That the petitioners shall not indulge in any similar offence till conclusion of the trial.
- iii. That the petitioners shall co-operate with the investigation, if not already concluded, and make themselves available as and when so required and in case of failure, the State shall be at liberty to move for cancellation of bail.
- iv. The petitioner nos. 1 to 5 shall remain physically present and petitioner nos. 6, 7 and 8 shall be well represented in Court on each and every date during trial and in the event of failure on two consecutive dates without sufficient reason, their bail bonds shall be liable to be cancelled by the learned Court concerned.

(Vikash Jain, J)

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