

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.63341 of 2019

Arising Out of PS. Case No.-111 Year-2017 Thana- SHRI NAGAR District- Madhepura

Md. Musho, Son of Md. Abdul Rahman Resident of Village- Puraini, P.S.-
Sreenagar, District- Madhepura.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Dinesh Prasad Verma

For the Opposite Party/s : Mr.Akshay Lal Pandit

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

ORAL ORDER

3 21-10-2019 Heard learned counsel for the petitioner and the learned
A.P.P. for the State.

The petitioner apprehends his arrest in connection with
Sreenagar P.S. Case No. 111 of 2017 registered under Sections 447,
147, 148, 149, 341, 323, 324 and 307 of the Indian Penal Code and
Section 27 of the Arms Act.

The accusation is that 20 persons named in the F.I.R.
including the petitioner variously armed with weapons reached at the
door of Md. Rabban, where informant Md. Mahuruddin was present
on the occasion of Muharram and started to abuse and made
indiscriminate firing. While the petitioner fired but the same was
passed nearby the head of the informant. Thereafter, on the order of
petitioner, Md. Mustak caused injury through bow and arrow at the
neck of his son, Mushahid. When his uncle Md. Nasim, came tho



save then Md. Mustakin gave order, on which, Md. Sagir @ Chikna caused injury to him through bow and arrow.

Learned counsel for the petitioner submits that while petitioner is named in the F.I.R. with allegation to open fire but the same was passed nearby the head of the informant, in fact, due to dirty village police, petitioner has falsely been implicated in the present case with ulterior motive. It is further submitted that co-accused, Md. Sahab and Md. Arman, have already been granted privilege of pre-arrest bail by a Bench of this Court vide order dated 25.10.2018 passed in Criminal Misc. NO. 59702 of 2018.

Having regard to the facts and circumstances of the case, let the above named petitioner be released on bail, in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned A.C.J.M., Madhepura, in connection with Sreenagar P.S. Case No. 111 of 2017, subject to the condition as laid down under Section 438(2) of the Cr.P.C.

(Rajendra Kumar Mishra, J)

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