

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.67424 of 2019

Arising Out of PS. Case No.-99 Year-2019 Thana- MAHINDWARA District- Sitamarhi

HASNAIN AKHTAR @ AIRA @ HIRA (Male), aged about 38 years, Son of
Nek Mohammad Resident of Village- Gidha Fulwaria, P.S.- Mahindwara,
District- Sitamarhi.

... .. Petitioner

Versus

THE STATE OF BIHAR

... .. Opposite Party

Appearance :

For the Petitioner : Mr.Pushpendra Kumar Singh, Advocate.
For the Opposite Party : Mr.Dinesh Singh, A.P.P.

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 22-10-2019 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner seeks bail in a case for the offence
registered under Sections 147, 148, 149, 341, 323, 324, 307,
379, 504 and 506 of the IPC.

The prosecution story, in brief, is that on 23.07.2019
while the informant with his family members was irrigating his
field, the accused persons including the petitioner armed with
Chhura, Garasi, Lathi etc., came and co-accused Nek
Mohammad gave Chhura blow to the son of the informant in his
abdomen causing cut injury. Again, he gave Chhura blow to the
informant's son in his arm. Thereafter, he gave repeated Chhura



blow to the informant's son. On account of which, his intestine came out. Co-accused Hasnain caught hold the informant's son. Co-accused Nurain Akhtar and Md. Mallu assaulted another informant's son by means of Chhura in his abdomen. Co-accused Md. Kale assaulted the informant by means of Chhura on his neck. Other accused persons assaulted by means of Lathi, Danda etc. Co-accused Md. Islam took away cash of Rs. 5,000/- and golden chain from the son of the informant.

It has been submitted by learned counsel for the petitioner that the petitioner is languishing in custody since 24.07.2019. The petitioner has got no criminal antecedent. The petitioner has falsely been implicated in the present case. Charge sheet has been submitted in the present case. There is no allegation of tampering with the witnesses alleged against the petitioner. There is no allegation of assault against the petitioner. Allegation of assault is against co-accused Nek Mohammad.

On behalf of the State, it is submitted that the petitioner is named in the F.I.R/ Complaint Case.

Considering the aforesaid facts and circumstances, let the petitioner above named, be released on bail on furnishing bail bonds of Rs.10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned C.J.M.



Sitamarhi, in connection with Mahindwara P.S. Case No. 99 of
2019.

(Sudhir Singh, J)

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