

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.76053 of 2019

Arising Out of PS. Case No.-180 Year-2018 Thana- BELA District- Sitamarhi

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1. SULEMAN ANSARI @ SULMAN ANSARI @ MD. SULEMAN ANSARI
Son of Musilim Ansari @ Muslim Ansari Resident of Village - Bathuara
Ward No.- 5, P.S. - Bela, District - Sitamarhi.
 2. Salima Khatoon Wife of Aasim Ansari Resident of Village - Bathuara Ward
No.- 5, P.S. - Bela, District - Sitamarhi.
 3. Usman Ansari Son of Taslim Ansari Resident of Village - Bathuara Ward
No.- 5, P.S. - Bela, District - Sitamarhi.
 4. Momina Khatoon Wife of Taslim Ansari Resident of Village - Bathuara
Ward No.- 5, P.S. - Bela, District - Sitamarhi.
 5. Muslim Ansari @ Moslim Ansari Son of Rajak Ansari Resident of Village -
Bathuara Ward No.- 5, P.S. - Bela, District - Sitamarhi.

... .. Petitioners

Versus

The State of Bihar Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr.Alok Kumar Alok

For the Opposite Party/s : Mr.Satyendra Prasad

CORAM: HONOURABLE MR. JUSTICE MADHURESH PRASAD
ORAL ORDER

2 02-12-2019 . Heard learned Counsel for the petitioners and the
learned APP for the State.

Petitioners apprehend arrest in Bela PS Case No. 180
of 2018 registered under Sections 341, 323, 324, 307, 504 and
506/34 of the IPC.

It is submitted by petitioners' counsel that the parties
were at logger head from before due to dispute arising out of a
she goat. It is in this context that a free fight ensued which led to
lodging of the instant case. All the petitioners are members of
one family and have been implicated in this case only to get
revenge with the petitioners. In fact the occurrence is otherwise.



Petitioner no. 2 has lodged a counter case (Bela PS Case No. 179 of 2018). it is also pointed out that the prosecution case in respect of assault attributed to the petitioner is belied by the injury report and that the petitioners have no criminal antecedent.

Learned APP for the State opposes the prayer.

Considering the aforesaid submissions as also the facts and circumstances of the case, this Court is inclined to allow the petitioners' prayer for anticipatory bail.

In the event of arrest or surrender before the court below within four weeks from today, let the petitioners 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 SDJM Sadar Sitamarhi in Bela PS Case No. 180 of 2018 subject to all conditions as laid down in Section 438(2) of the Criminal Procedure Code.

(Madhuresh Prasad, J)

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