

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.83824 of 2019

Arising Out of PS. Case No.-254 Year-2019 Thana- CHHATAPUR District- Supaul

Md. Hasim Son of Md. Tasruddin Resident of Village - Mohanpur, P.S.-
Chhatapur, District- Supaul

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Shekhar Kumar Singh
For the Opposite Party/s : Mr. Md. Ataur Rahman

CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 17-12-2019 Heard the learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner seeks regular bail in connection with
Chhatapur P.S. Case No. 254 of 2019 for the offence registered
under Sections 147, 148, 149, 341, 323, 354A and 379 of the
Indian Penal Code.

The allegation is regarding the accused persons
having assaulted the informant and her family members. The
specific allegation of assault resulting in grievous injury is on
the co-accused person, namely, Md. Naushad, Md. Shamshad,
and Md. Dilshad. However, there is no allegation as far as co-
accused Md. Mofil and the petitioner are concerned, regarding
them having assaulted the informant or her family members.

The learned counsel for the petitioner has submitted



that as far as the the petitioner is concerned, there is no specific allegation of any sort of overt act, hence he is entitled for the privilege of bail. It is further submitted that the petitioner is having a clean antecedent and the co-accused person, namely, Md. Mofil has already been granted bail on 11.12.2019 passed in Criminal Misc. No. 82209 of 2019.

Per contra, the learned counsel for the informant has vehemently opposed the prayer for bail.

Having regard to the facts and circumstances of the case, the petitioner, above named, is directed to be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Supaul in connection with Chhatapur P.S. Case No. 254 of 2019.

(Mohit Kumar Shah, J)

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