

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.21726 of 2019**

Arising Out of PS. Case No.-608 Year-2018 Thana- PURNEA SADAR District- Purnia

LUTFUR HAQUE Son of Najbul Haque Resident of Village- Kamlibari,  
Police Station- Mufassil, District- Purnea

... .. Petitioner/s

Versus

1. THE STATE OF BIHAR
2. Hajrat Ali @ Hasarat Alai Son of Late Abdul Rahman Resident of Village- Kamli Bari, Police Station- Mufassil, District- Purnea
3. Md. Yasin Son of Late Abdul Rahman Resident of Village- Kamli Bari, Police Station- Mufassil, District- Purnea
4. Mansoor Alam Son of Late Abdul Rahman Resident of Village- Kamli Bari, Police Station- Mufassil, District- Purnea
5. Manjoor Alam Son of Late Abdul Rahman Resident of Village- Kamli Bari, Police Station- Mufassil, District- Purnea
6. Imtiyaz Ali Son of Late Abdul Rahman Resident of Village- Kamli Bari, Police Station- Mufassil, District- Purnea
7. Md. Mumtaz Son of Late Abdul Rahman Resident of Village- Kamli Bari, Police Station- Mufassil, District- Purnea
8. Khursheed Alam Son of Hajrat Ali Resident of Village- Kamli Bari, Police Station- Mufassil, District- Purnea
9. Jamshed Ali Son of Hajrat Alai Resident of Village- Kamli Bari, Police Station- Mufassil, District- Purnea
10. Jahangir Son of Md. Yasin Resident of Village- Kamli Bari, Police Station- Mufassil, District- Purnea
11. Wahid Son of Md. Yasin Resident of Village- Kamli Bari, Police Station- Mufassil, District- Purnea
12. Md. Samir Son of Md. Yasin Resident of Village- Kamli Bari, Police Station- Mufassil, District- Purnea
13. Murtaja Son of Mansoor Alam Resident of Village- Kamli Bari, Police Station- Mufassil, District- Purnea
14. Mustaque Son of Majoo Alam Resident of Village- Kamli Bari, Police Station- Mufassil, District- Purnea
15. Guljar Son of Imtiyaz Ali Resident of Village- Kamli Bari, Police Station- Mufassil, District- Purnea
16. Md. Khalil Son Noor Mohammad Resident of Village- Kamli Bari, Police Station- Mufassil, District- Purnea
17. Md. Jalil Son of Noor Mohammad Resident of Village- Kamli Bari, Police Station- Mufassil, District- Purnea

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Md. Hussain

For the Opposite Party/s : Mr.Upendra Kumar

**CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA**  
**ORAL ORDER**

4      25-02-2020

This application has been filed for cancellation of



bail granted to O.P.nos. 2 to 17 , vide order dated 6.11.2018 passed by the C.J.M. Purnea in conenciton with Sadar (Mufassil) P.S.Case no.608 of 2018/CIS 3787 of 2018 under Section 324, 379, 386 and 307 of the IPC.

Ground for cancellation of the bail is that there is specific allegation against the O.P.no.8 of assault by spade but without considering the injury granted anticipatory bail to all the O.P.nos. 2 to 17 .

Heard learned APP and perused the order from which it appears that the learned CJM has granted bail to the O.P.nos. 2 to 17 considering the fact that there is land dispute between the parties and no injury report has been brought on record to show that the injury was grievous or serious in nature and there is no allegation of tampering with the evidence or misuse of the privilege of the bail. In view of the above, there appears no reason for cancellation of bail after more than one year of grant of bail.

Accordingly, this application is dismissed.

**(Vinod Kumar Sinha, J)**

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