

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.74729 of 2019

Arising Out of PS. Case No.-398 Year-2019 Thana- FORBESGANJ District- Araria

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1. Md. Tohid @ Touhid son of Gauhar Ali
 2. Md. Mahmood son of Gauhar Ali
 3. Md. Ahmad son of Gauhar ali
 4. Md. Tasrif Raja son of Md. Tohid.
 5. Asida Khatoon
 6. Juli Khatoon
 7. Rehana @ Rani
 8. Jhalo Khatoon
 9. Ajhala Khatoon @ Ajhla Khatoon w/o Md. Mahmood
 10. Rahida Khatoon w/o Md. Ahmad
 11. Md. Shamim son of Md Ahmad
 12. Md. Saulat @ Lalu son of Saukat

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Mukesh Kumar Rana
For the Opposite Party/s : Mr. Uma Shankar Prasad Singh

CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR SRIVASTAVA

ORAL ORDER

3 16-03-2020 Heard learned counsel for the petitioners as well as learned Additional Public Prosecutor for the State.

Petitioners apprehend their arrest in connection with Forbesganj (Simraha) P.S. Case No. 398 of 2019 registered for the offences punishable under Sections 147, 149, 447, 341, 323, 324, 307, 354B, 427, 379, 506, 504 of the Indian Penal Code.

There is specific allegation against the petitioner no. 11 that he gave Bhala blow causing injury beneath the eye of informant's wife. However, the aforesaid allegation prima facie



does not find support from the injury report annexed with the counter affidavit filed on behalf of the informant. So far as remaining petitioners are concerned, it is stated that they assaulted the informant as well as his wife with fists and slaps and also committed theft of their belongings. The first information report reflects that there appears to be land dispute between the parties.

Considering the aforesaid facts and circumstances as well as submissions of the parties, this anticipatory bail petition is allowed and it is ordered that the above named, petitioners, in the event of their arrest/ surrender within four weeks from the date of receipt of this order to the court concerned, shall be released on bail on furnishing bail bonds of Rs 10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Araria in Forbesganj(Simraha) P.S. Case No. 398 of 2019 subject to condition as laid down under Section 438(2) of the Cr.P.C.

(Hemant Kumar Srivastava, J)

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