

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.2179 of 2020

Arising Out of PS. Case No.-98 Year-2019 Thana- BALRAMPUR District- Katihar

1. Mahbool Son of Late Wajed Resident of Village - Baldiyagachhi, P.S.- Balrampur, District - Katihar.
2. Jahangir Son of Mahbool Resident of Village - Baldiyagachhi, P.S.- Balrampur, District - Katihar.
3. Mujahir Son of Mahbool Resident of Village - Baldiyagachhi, P.S.- Balrampur, District - Katihar.
4. Khairun Bibi Wife of Mahbool Resident of Village - Baldiyagachhi, P.S.- Balrampur, District - Katihar.
5. Arjaul @ Arjabul @ Md. Arjaul Son of Mahbool Resident of Village - Baldiyagachhi, P.S.- Balrampur, District - Katihar.
6. Manjarul Son of Late Hannan Resident of Village - Saptara, P.S.- Balrampur (Telta O.P), District - Katihar.
7. Ibrahim Son of Late Hannan Resident of Village - Saptara, P.S.- Balrampur (Telta O.P), District - Katihar.
8. Jahara Bibi @ Jahanara Bibi Wife of Manjarul Resident of Village - Saptara, P.S.- Balrampur (Telta O.P), District - Katihar.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Nafisuzzoha, Advocate

For the Opposite Party/s : Mr.Sunil Kumar Pandey, APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 26-02-2020 Heard learned counsel for the petitioners and
learned A.P.P for the State.

The petitioners apprehend their arrest in
Balrampur P.S. Case No. 98 of 2019, registered for the offence
punishable under Sections 341, 323, 324, 307, 379, 504, 506
and 34 of the Indian Penal Code.



It is submitted on behalf of petitioners that petitioners have falsely been implicated in this case. There is case and counter case and the case filed by the petitioner is earlier in point of time. There is land dispute between the parties. Both sides sustained injuries. FIR has been lodged after a lapse of 12 days. Petitioner has got clean antecedent.

Considering the facts aforesaid, the petitioners above-named in the event of their arrest/surrender before the court below within a period of six weeks from the date of receipt/production of a copy of this order, are directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) each with two sureties of the like amount each to the satisfaction of the learned **Additional Chief Judicial Magistrate VI, Katihar** in connection with **Balrampur P.S. Case No. 98 of 2019**, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure with further conditions:-

(i) The petitioners shall co-operate in the trial and shall be properly represented on each and every date fixed by the court and shall remain physically present as directed by the Court and in the event of failure on two consecutive dates without sufficient reasons, their bail bonds shall be liable to be



cancelled by the court below.

(ii) If the petitioners tamper with the evidence or the witnesses of the case, in that case, prosecution will be at liberty to move for cancellation of bail of the petitioners.

(Prabhat Kumar Singh, J)

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