

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.4486 of 2021

Arising Out of PS. Case No.-63 Year-2020 Thana- NATIONAL HIGHWAY District-
Samastipur

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1. MD IRFAN @ MD ARMAN SON OF MD JAKIR Resident of Village-Milki, Ward No.-4, P.S.-N.H. Bangra, District-Samastipur.
 2. SHALINA KHATOON @ HASINA KHATUN WIFE OF MD JAKIR @ MD SAKIR Resident of Village-Milki, Ward No.-4, P.S.-N.H. Bangra, District-Samastipur.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Md. Hussamuddin Azad
For the Opposite Party/s : Mr. Uday Chand Prasad

CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

4 06-12-2021 Heard learned counsel for the petitioners and learned
A.P.P. for the State.

The petitioners apprehend their arrest in connection
with Bangra P.S. Case No. 63 of 2020 registered under Sections
302, 328 and 34 of the Indian Penal Code.

Learned counsel appearing on behalf of the petitioners
submits that petitioners are innocent and have falsely been
implicated in the present case. There is no specific allegation
against the petitioner no. 2 who is mother-in-law of the
deceased. Further submission is that petitioners have no
criminal antecedent.

Learned A.P.P. appearing on behalf of the State opposed

the prayer of petitioner no. 1 by contending that petitioner no. 1 is the husband of the deceased. There is allegation of committing murder of the deceased against him.

Having considered the facts and circumstances of the case, prayer of the petitioner no. 1 for grant of anticipatory bail is rejected.

So far as prayer of petitioner no. 2 is concerned, his prayer for grant of anticipatory bail is allowed. Let the above named petitioner no. 2 be released on bail, in the event of arrest or surrender before the learned court below within a period of four weeks from today, on furnishing personal bond to the satisfaction of the S.D.J.M., Samastipur in connection with Bangra P.S. Case No. 63 of 2020, subject to the condition as laid down under Section 438(2) of the Cr. P.C.

(Arvind Srivastava, J)

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