

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.28074 of 2022

Arising Out of PS. Case No.-240 Year-2021 Thana- MANIHARI District- Katihar

1. MD. AVED ALI Son of Late Samsuddin Resident of Village- Kani Koshi Bandh P.s.- Manihari, District - Katihar.
2. Subed Ali Son of Late Samsuddin Resident of Village- Kani Koshi Bandh P.s.- Manihari, District - Katihar.
3. Saved Ali Son of Late Samsuddin Resident of Village- Kani Koshi Bandh P.s.- Manihari, District - Katihar.
4. Md. Mubarak @ Mubarak Ali Son of Md. Saved Resident of Village- Kani Koshi Bandh P.s.- Manihari, District - Katihar.
5. Md. Rafique @ Rafique Son of Md. Saved Ali Resident of Village- Kani Koshi Bandh P.s.- Manihari, District - Katihar.

... .. Petitioners

Versus

The State Of Bihar

... .. Opposite Party

Appearance :

For the Petitioners : Mr.Raghvendra Kumar Singh, Advocate

For the Opposite Party : Mr.Sanjay Kumar Pandey, Addl Public Prosecutor

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 26-09-2022 Heard learned counsel for the petitioners and the State.

Petitioners apprehend their arrest in a case registered for the offence punishable under Sections 379/307/34 and other allied sections of the Indian Penal Code.

Prosecution's case in short is that petitioner no.1 is alleged to have assaulted father of the informant on his head by sicke, while petitioner no.4 assaulted wife of the informant with iron rod causing them injuries.

Learned counsel appearing for the petitioners submits that the petitioners are innocent and have falsely been



implicated in this case. There is general and omnibus allegation of assault against other petitioners and no specific overt act has been alleged against them. Injuries sustained by the injured have been found to be simple in nature. Petitioners have got no criminal antecedent.

Considering the nature of allegation against the petitioners, in the event of arrest/surrender within six weeks from today, let the petitioners, named above, be released 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 Chief Judicial Magistrate, Katihar in Manihari Police Station Case No. 240 of 2021, subject to the conditions laid down under sections 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Singh, J)

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