

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.45303 of 2021**

Arising Out of PS. Case No.-91 Year-2020 Thana- BISFI District- Madhubani

MD. MUKHTAR @ MUKHTAR S/o Md. Mustaque R/o village- Bisfi Hat,  
P.S.- Bisfi, District- Madhubani

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

**Appearance :**

For the Petitioner/s : Mr.Ravi Prakash, Advocate

For the Opposite Party/s : Mr.Jharkhandi Upadhyay, APP

**CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH**  
**ORAL ORDER**

2      11-04-2022                      Heard learned counsel for the petitioner and learned  
APP for the State.

Learned counsel for the petitioner is directed to  
remove the defect(s), as pointed out by the Office, within a  
period of four weeks.

The petitioner is apprehending his arrest in a case  
registered under Sections 341, 323, 324, 448, 354(B), 379, 427,  
504, 506 and 34 of the Indian Penal Code.

The prosecution case, in short, is that the accused  
persons came and assaulted the informant and when one lady  
came to save the informant, one of the co-accused pulled her  
down and tried to outrage her modesty.

It has been submitted on behalf of the petitioner that  
the petitioner has got no criminal antecedent. There is no



allegation of tampering of witnesses alleged against the petitioner. The petitioner has falsely been implicated in the present case. There is a case and counter case between the parties. A free fight is alleged to have taken place. The injury on the accused side has not been explained by the prosecution. The prosecution has not come with clean hands. The offences are triable by the Magistrate.

On behalf of the State, it is submitted that the petitioner is named in the F.I.R.

Considering the aforesaid facts and circumstances, let the petitioner, above named, in the event of arrest/surrender before the learned court below within a period of twelve weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned A.C.J.M.- 1<sup>st</sup> Benipatti, Madhubani in connection with Bisfi P.S. Case No. 91 of 2020, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

**(Sudhir Singh, J)**

Pankaj/-

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