

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.41348 of 2022**

Arising Out of PS. Case No.-68 Year-2013 Thana- PURUSHOTTAMPUR District- West
Champaran

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1. ALI EMAM SHEKH @ SK. ALIEMAM SON OF FAJALU RAHMAN
SHEKH R/O VILLAGE - MURLI PARSAUNI, P.S.- PURSHOTAMPUR,
DISTRICT- WEST CHAMPARAN
 2. BUNDELI SHEKH @ SK. BUNDELI SON OF SADIK SHEKH R/O
VILLAGE - MURLI PARSAUNI, P.S.- PURSHOTAMPUR, DISTRICT-
WEST CHAMPARAN

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Umesh Kumar Gupta, Advocate

For the Opposite Party/s : Mr. Dr. Kumar Uday Pratap, A.P.P.

**CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER**

2 12-12-2022 Heard learned counsel for the petitioners and learned
A.P.P. for the State.

The petitioners apprehend their arrest in a case registered
for the offences punishable under Sections 447, 427, 385, 504 and 34
of the Indian Penal Code.

Learned counsel for the petitioners submits that petitioners
are persons with clean antecedent and petitioner no. 1 is a senior
citizen aged about 65 years and the informant alleges that on account
of dispute relating to land Sheikh Alim with gun ran for assaulting
and demanded Rs. 5,000/- as extortion.

Learned counsel for the petitioners submits that petitioners
have been falsely implicated in the present case, it is next submitted
that from bare perusal of the allegation as alleged in the F.I.R. it



would manifest that the allegations are ornamental in nature. It is also submitted that petitioner no. 1 who remained a person with clean antecedent till 65 years, all of a sudden has been made a criminal by alleging that he was running with a gun for assaulting the informant and demanded Rs. 5,000/- as extortion. It is next submitted that allegation against the petitioner no. 2 is also general and omnibus in nature.

Learned A.P.P. for the State opposes the prayer for anticipatory bail of the petitioners.

Considering the submissions made by the learned counsel for the petitioners, the petitioners above-named, in the event of their arrest or surrender before the learned trial court within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs. 5,000/- (Rupees Five Thousand) each with two sureties of the like amount each to the satisfaction of the learned trial court where the case is pending/successor court in connection with Purushottampur P.S. Case No. 68 of 2013 subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

(Satyavrat Verma, J)

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