

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.41381 of 2022

Arising Out of PS. Case No.-103 Year-2022 Thana- PARBATTa District- Khagaria

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1. MD. SAHID SON MD. WASIR R/O VILLAGE- MUJAHIDA, P.S.- PARBATTa, DISTRICT- KHAGARIA
 2. MD. SAHIL @ MD. RAHIL SON OF SAHJO R/O VILLAGE- MUJAHIDA, P.S.- PARBATTa, DISTRICT- KHAGARIA
 3. MD. DALIFUDDIN @ DALIFUDDIN @ DILIPUDDIN @ MD. DALIF BAITHA SON OF SAHJUSIDDIN @ SHAHAJUL BAITHA R/O VILLAGE- MUJAHIDA, P.S.- PARBATTa, DISTRICT- KHAGARIA

... .. Petitioners.

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rajesh Kumar

For the Opposite Party/s : Mrs. Veena Rani Prasad

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 24-11-2022 Heard learned counsel for the petitioners and learned
A.P.P. for the State.

Learned counsel for the petitioners undertakes to remove the defects, as pointed out by the office, within four weeks. In the eventuality of non-removal of defects within undertaken period, the office will place the matter before the Bench.

The petitioners apprehend their arrest in a case registered for the offences punishable under Sections 341, 323, 504, 506 and 307/34 of the Indian Penal Code.

All the F.I.R. named accused persons including these petitioners are said to have armed with lathi, danda, bricks and stones abused and assaulted the informant and his family members sustaining injury to them.



It is submitted by learned counsel for the petitioners that no such occurrence as alleged ever took place. Petitioners have been falsely implicated in this case due to land dispute. The allegation levelled against the petitioners is not specific rather general and omnibus in nature. There is admitted land dispute between the parties. As a matter of fact, informant and petitioner Munni Khatoon are full brother and sister and there is dispute between them regarding partition of the land. The injuries sustained by the victim is simple in nature. Petitioners have no criminal antecedent as mentioned in para-3 of this application.

Having regard to the facts and circumstances of the case, let the above named petitioners, be released on bail, in the event of their arrest or surrender before the learned Court below within a period of six weeks from today, on furnishing bail bond of Rs.25,000/- (Rupees Twenty Five Thousand) each with two sureties of the like amount each to the satisfaction of the learned lower Court where the case is pending/successor Court in connection with Parbatta P.S. Case No.103 of 2022, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

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