

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.42574 of 2022

Arising Out of PS. Case No.-293 Year-2021 Thana- RAJNAGAR District- Madhubani

Md. Naim Son of Md. Pachkauri Resident of Village - Meran, P.s.- Rajnagar,
Distt.- Madhubani.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ratanakar Jha, Adv.

For the Opposite Party/s : Mr. Kumar Veerendra Narayan, APP

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 06-12-2022 Let the defect(s), if any, be removed within two weeks
from today.

Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner seeks regular bail in connection with
Rajnagar P.S. Case No. 293 of 2021 lodged under Sections
341/427/504/506/323/325/308/34 of the I.P.C.

As per the prosecution case, the allegation of
assaulting the informant by the sharp cutting weapon *farsa* is
there in the F.I.R.

Learned counsel for the petitioner submits that the
entire F.I.R. is false due to the reason that the date of alleged
occurrence is 30.09.2021 but F.I.R. has been lodged on
15.10.2021 that is lapse of about 15 days. Counsel submits that

the antecedent of the petitioner is clean and he is in custody since 04.06.2022 and charge sheet has already been filed in this case.

Learned counsel for the State opposes the prayer for bail.

In the present facts and circumstances of this case and the submissions made above, let the petitioner above named, be granted bail on furnishing bail bonds of Rs.30,000/- (Rupees Thirty thousand) with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate-Ist, Madhubani in connection with Rajnagar P.S. Case No. 293 of 2021, subject to the conditions as laid down under Section 437(3) of Cr.P.C. with other following conditions:

A. The petitioner shall support in trial and shall appear physically before the lower court on each and every date fixed, in case of non-appearance for two consecutive dates without sufficient cause, shall be resulted into cancellation of his bail bond.

B. One of the bailors shall be close relative who shall file affidavit before the court about his relationship with the petitioner.

C. The petitioner shall file an affidavit at the time of

furnishing of bail bond that he shall not involve in such criminal activity during the continuance of present bail bond, violation of this condition shall be resulted into cancellation of his present bail bond.

With this observation, the bail application stands allowed.

(Dr. Anshuman, J.)

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