

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.9670 of 2023

Arising Out of PS. Case No.-527 Year-2022 Thana- KHAJANCHI HAT District- Purnia

1. HALA KHATOON W/o Late Taukir @ Md. Taukir Alam @ Md. Taukir R/o Mohaniya, P.S.- Palasi, Distt- Araria.
2. Shamim @ Mohammad Shamim S/o Mohiuddin R/o Mohaniya, P.S.- Palasi, Distt- Araria.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Md Fazle Karim

For the Opposite Party/s : Mr.Brajendra Nath Pandey

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

3 09-05-2023 Heard learned counsel for the petitioners and learned
APP for the State.

Petitioners apprehend their arrest in connection with
K. Hat P.S. Case No.527 of 2022, registered for the offences
punishable under Sections 406 and 420 of the Indian Penal
Code.

As per written report of the informant, petitioner no.1
in connivance with petitioner no.2 have committed breach of
trust and forgery with father and mother of the deceased, Md.
Taukir by grabbing their share of Rs.3,62,500/- inspite of filing
compromise in between the parties.

Learned counsel for the petitioners submits that



petitioners are innocent and have falsely been implicated in the present case. It is further submitted that petitioners have got no criminal antecedent as stated in paragraph-3 of the bail petition. It is submitted that petitioners are ready to deposit Rs.3,62,500/- in the *Nazarat* of the learned court below within a period of eight months from today.

Considering the fact that petitioners are ready to deposit Rs.3,62,500/- in the *Nazarat* of the learned court below within a period of eight months from today, let petitioners, above named, in the event of their arrest or surrender before the learned court below within a period of six weeks from today, be enlarged on **provisional anticipatory bail for a period of eight months** on furnishing bail bonds of Rs.25,000/- (rupees twenty five thousand) each with two sureties of the like amount each to the satisfaction of learned C.J.M., Purnea in connection with K. Hat P.S. Case No.527 of 2022, subject to the conditions laid down under Section 438(2) of the Code of Criminal Procedure.

The learned court below is directed to confirm the bail bonds of the petitioners after verifying the fact that petitioners have already deposited Rs.3,62,500/- in the *Nazarat* of the learned court below.

The learned District Judge-cum-PO, MACT, Purnea is



directed to hand over the above noted amount to Claimants No.2
and 3, namely, Rabiya Khatoon (mother of the deceased) and
Ali Raseed @ Abdul Raseed (father of the deceased).

(Anjani Kumar Sharan, J)

S.KUMAR/-

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