

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.15074 of 2023

Arising Out of PS. Case No.-141 Year-2021 Thana- LALIT NARAYAN UNIVERSITY
District- Darbhanga

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1. Samima Khatoon Wife of Mohammad Mohid @ Md. Mojahib Resident of village - Ruhelaganj Kadirabad Pili Maszid Ward No.- 05, P.S.- L.N.M.U., District - Darbhanga
 2. Mohammad Iftekhhar @ Md. Manni Son of Mohammad Tasleem Resident of village - Ruhelaganj Kadirabad Pili Maszid Ward No.- 05, P.S.- L.N.M.U., District - Darbhanga
 3. Mohmmad Irshad @ Raju @ Md. Irshad Son of Mohammad Tasleem Resident of village - Ruhelaganj Kadirabad Pili Maszid Ward No.- 05, P.S.- L.N.M.U., District - Darbhanga

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Vinay Kumar Mishra, Advocate
For the Opposite Party/s : Mr. Chandra Bhushan Prasad, APP

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

3 22-06-2023 Heard learned counsel for the petitioners and learned
A.P.P. for the State.

Learned counsel for the petitioners seeks permission
to withdraw the present anticipatory bail application with
respect to petitioner no.1, namely, Samima Khatoon.

Permission is accorded.

Accordingly, the present anticipatory bail application
with respect to petitioner no.1 is dismissed as withdrawn.

The petitioner nos. 2 and 3 apprehend their arrest in a
case registered for the offences punishable under Sections 341,



323, 354, 427, 324, 307 and 34 of the Indian Penal Code.

Learned counsel for the petitioners submits that the petitioners are persons with clean antecedent and the informant alleges that Md. Sameer used to tease his minor daughter which he was objecting, it is next alleged that since the act of Sameer was being objected as such Md. Manni (petitioner no.2) and Md. Raju (petitioner no.3) assaulted the informant by an iron rod causing injury on head and Md. Sameer assaulted his differently-abled son and Sameema Khatoon along with Chanti Khatun assaulted his nephew by dagger.

Learned counsel for the petitioners submits that the petitioners have been falsely implicated in the present case, it is next submitted that even the injury suffered by the injured is simple in nature.

Shri Chandra Bhushan Prasad, the learned A.P.P. for the State opposes the prayer for anticipatory bail of the petitioners and submits that merely because the injury suffered by the injured is simple in nature does not warrant grant of anticipatory bail to the petitioners for the reason that the informant has alleged that his minor daughter was being teased by Sameer, and these petitioners, in connivance with Sameer, assaulted the father of the minor girl as such it can very well be



culled out what kind of impression the minor girl might have gathered seeing his father being assaulted.

Considering the submissions made by the learned A.P.P. for the State, the Court is not inclined to extend the privilege of anticipatory bail to the petitioners.

Their prayer for anticipatory bail is thus rejected.

(Satyavrat Verma, J)

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