

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.24771 of 2023

Arising Out of PS. Case No.-194 Year-2021 Thana- CHHATAPUR District- Supaul

MD. INJAR @ MD INZAR ALAM S/O- MD. ATABUL R/o- Pratapnagar,
Ward No. 10, P.s.-Chhatapur, Distt.- Supaul

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Arun

For the Opposite Party/s : Mr. Anuj Kumar Shrivastava

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 19-07-2023 1. Heard learned counsel for the petitioner and
learned A.P.P. for the State.

2. The petitioner apprehends his arrest in a case registered for the offences punishable under Sections 341, 323, 324, 307, 325, 279, 354(B), 504, 506 and 34 of the Indian Penal Code.

3. The informant alleges that the accused persons were constructing building over his disputed land in defiance of the order of Circle Officer, thus on account of land dispute, it is alleged that the accused persons came and assaulted him, it is next alleged that Md. Mohsim assaulted Md. Ishaq by farsa causing injury on head and Sakeel assaulted him by an iron rod on his leg.

4. Learned counsel for the petitioner submits that the



petitioner is a person with clean antecedent.

5. Learned counsel for the petitioner submits that the petitioner has been falsely implicated in the present case, it is next submitted that police after threadbare investigation came to a considered conclusion that the petitioner is innocent and thus submitted final form in favour of the petitioner but the learned Trial Court, differing with the police report, took cognizance by order dated 21.04.2022 as would be evident from Annexure 2 to the anticipatory bail application, it is next submitted that that when one investigating agency has found the petitioner to be innocent, would it be prudent to send the petitioner to jail at this stage.

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

7. Considering the submissions made by the learned counsel for the petitioner, the petitioner above-named, in the event of his 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) 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 Chhatapur P.S. Case



No. 194 of 2021 subject to the conditions as laid down under
Section 438 (2) of the Cr.P.C.

(Satyavrat Verma, J)

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