

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.26541 of 2023

Arising Out of PS. Case No.-570 Year-2022 Thana- RAMPUR District- Gaya

1. MD. SADDAB @ MD. SHADAB Son of Md. Jalil Resident of village-Gewal Bigha, Painpar, Police Station-Rampur, District-Gaya
2. MD. SHAHID AHMED @ MD. SHAHID MISTRI Son of Late Moinuddin Resident of village-Gewal Bigha, Painpar, Police Station-Rampur, District-Gaya

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Manish Kumar No. 2, Advocate
For the Opposite Party/s : Ms. Indihar Kumari, APP

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

3 18-08-2023 1. Heard learned counsel for the petitioners and learned A.P.P. for the State.

2. The petitioners apprehend their arrest in a case registered for the offences punishable under Sections 341, 323, 325, 307, 427, 504, 506 and 34 of the Indian Penal Code.

3. Learned counsel for the petitioners submits that petitioners are persons with clean antecedent.

4. The informant alleges that on 18.10.2022 while he was involved in repairing the Masjid, the accused persons came and started abusing and assaulting him and



the labourers and also snatched the materials which were being used in repair of Masjid and destroyed the raw materials.

5. Learned counsel for the petitioners submits that petitioners have been falsely implicated in the present case, it is next submitted that from bare perusal of the allegation as alleged in the F.I.R., it would manifest that no specific allegation of assault is alleged against anyone, though the injury suffered by the injured is said to be grievous, but then there is no specific allegation of assault against any of the accused persons, it is next submitted that the injury report records that the injured had bleeding teeth.

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

7. Considering the submissions made by the learned counsel for the petitioners and the fact that petitioners are persons with clean antecedent, the petitioners above-named, in the event of their 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. 10,000/- (Rupees Ten Thousand) each 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 Rampur P.S. Case No. 570 of 2022 subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

(Satyavrat Verma, J)

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