

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.38079 of 2022

Arising Out of PS. Case No.-331 Year-2021 Thana- HARLAKHI District- Madhubani

MD.AKBAR ALI @ MD. AKBAR Son of Md. Abdul Majid Resident of
village- Nahraniya, P.S.- Harlakhi, District- Madhubani.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner	:	Mr. Gagan Deo Yadav, Advocate Mr. Ravi Prakash, Advocate Mr. Rajesh Kumar, Advocate
For the State	:	Mr. H.A. Khan, APP
For the Informant	:	Mr. Shailendra Kumar Jha, Advocate

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

8 02-05-2023 Heard learned counsel for the petitioner, learned APP
for the State as well as learned counsel appearing on behalf of
the informant.

The petitioner apprehends his arrest in connection
with Harlakhi P.S. Case No.331 of 2021, registered for the
offences punishable under Sections 341, 323, 307, 354, 379,
504, 506 and 34 of the Indian Penal Code.

The petitioner is said to have assaulted the husband of
the informant by means of *khanti*.

Learned counsel for the petitioner submits that
petitioner is innocent and has falsely been implicated in the
present case. The petitioner has got no criminal antecedent as
stated in paragraph-3 of the bail application. It is further



submitted that no specific overt act is alleged against the petitioner. The allegation against the petitioner is general and omnibus. The injury sustained by husband of the informant is simple in nature.

The learned APP for the State opposed the prayer for grant of anticipatory bail to the petitioner.

Taking into consideration the facts aforesaid and the fact that injury sustained by the husband of the informant is simple in nature, let petitioner, above named, in the event of his arrest or surrender before the learned court below within a period of six weeks from today, be enlarged on bail on furnishing bail bond of Rs.25,000/- (rupees twenty five thousand) with two sureties of the like amount each to the satisfaction of learned A.C.J.M.-II, Benipatti, District Madhubani in connection with Harlakhi P.S. Case No.331 of 2021, subject to the conditions laid down under Section 438(2) of the Code of Criminal Procedure.

(Anjani Kumar Sharan, J)

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