

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.53304 of 2023

Arising Out of PS. Case No.-331 Year-2021 Thana- BAJPATTI District- Sitamarhi

MD. FAIZAN AHMAD@ MD. FAIZAN SON OF MD. NAZEER SHEIKH
@ MD. NAZEER AHMAD RESIDENT OF VILLAGE - MURAU, POLICE STATION - BAJPATTI, DISTRICT - SITAMARHI

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Uday Kumar
For the Opposite Party/s : Mr. Jitendra Kumar Singh
Mr. Anuj Kumar

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 24-08-2023 Heard learned counsel for the parties.

2. The petitioner is apprehending arrest in connection with Bajpatti P.S. Case No.331/2021 registered on 21.11.2021 for the offences punishable under Sections 435, 436, 427, 34 of the Indian Penal Code.

3. As per the prosecution, the FIR has been lodged against five named accused persons, including the petitioner to the effect that they have put the car of the informant on fire causing a loss to the tune of Rs.5,00,000/-.

4. It is submitted by learned counsel for the petitioner that the petitioner is innocent and has committed no offence. As per the content of the FIR, it transpires that there is nothing against the petitioner. The present case has been lodged only to



put pressure upon the petitioner to compromise the earlier criminal case lodged by the mother of petitioner vide Bajpatti P.S. Case No. 397/2020 against the present informant. Moreover, similarly situated co-accused, namely, Fekan Safi @ Mahiuddin Safi has been granted anticipatory bail by a co-ordinate Bench of this Court vide order dated 19.01.2023 passed in Criminal Miscellaneous No. 51928 of 2022.

5. Learned APP for the State and the informant opposed the prayer for bail of the petitioners.

6. In the facts and circumstances, let the above-named petitioner be released on anticipatory bail, in the event of arrest or surrender before the learned Court below within a period of six weeks from today, on furnishing bail bond of 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned SDJM, Pupri at Sitamarhi in connection with Bajpatti P.S. Case No.331/2021, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Prabhat Kumar Singh, J)

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