

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.54851 of 2023

Arising Out of PS. Case No.-173 Year-2022 Thana- BHAPTIAHI District- Supaul

Md. Salman @ Salman, Son Of Ajmul, Resident Of Village- Chhitahi, Ward
No. 10, P.S. Bhaptiyahi, Distt- Supaul

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Nafisuzzoha, Advocate

For the Opposite Party/s : Mr.Arvind Kumar Pandey,,APP

CORAM: HONOURABLE MR. JUSTICE SHAILENDRA SINGH
ORAL ORDER

2 23-08-2023 1. Heard learned counsel for the petitioner and the
learned APP for the State.

2. The petitioner apprehends his arrest in connection
with Bhaptiyahi P.S. Case No. 173 of 2022 dated 17.12.2022
registered for the offence(s) punishable under Section(s) 147,
148, 149, 341, 307 and 302 of the Indian Penal Code.

3. The main submissions advanced by the learned
counsel for the petitioner are that in the present matter
altogether 20 persons including the petitioner have been named
in the FIR and informant's son is stated to have succumbed to
his injuries but against the petitioner, there is no specific
allegation and he is simply alleged to be a member of the mob
and the main allegation of inflicting sword and farsa blows at
the informant and his son is against co-accused persons, namely



Ajmul and Karmul and the petitioner has fair and clean antecedent.

4. Learned APP appearing for the State has opposed the bail prayer.

5. Considering the above submissions and mainly the facts that the main allegation of inflicting sword and farsa blows at the victims is against co-accused Ajmul and Karmul and there is no specific allegation against this petitioner and he is simply stated to be a member of the mob and he has fair and clean antecedent, in my opinion, in the said circumstances, petitioner deserves to the privilege of anticipatory bail. Accordingly, let the petitioner named-above, in the event of his arrest/surrender before the learned court below within a period of six weeks from today, be released on anticipatory bail in connection with Bhaptiyahi P.S. Case No. 173 of 2022 on furnishing bail bond of Rs.10,000/-(Ten Thousand) with two sureties of the like amount each to the satisfaction of the Court concerned, subject to the condition as laid down under Section 438(2) of the Cr.P.C.

(Shailendra Singh, J)

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