

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.72301 of 2022

Arising Out of PS. Case No.-103 Year-2021 Thana- JOKIHAT District- Araria

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BELAL @ MD. BELAL @ MD. BELAL ALAM Son of Mohiuddin @ Md.
Mohiuddin R/v- Nawwa Nankar Ward No. 12, P.S.- Jokihat, District- Araria

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Md. Ziaul Quamar, Advocate

For the Opposite Party/s : Mr.Narendra Kumar Singh, APP

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CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 07-04-2023 Heard learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner seeks bail, who is in custody since
07.09.2022 in connection with Jokihat P.S. Case No. 103 of
2021, F.I.R. dated 07.03.2021 registered for the offence
punishable under Sections 341, 323, 324, 307, 354(B), 379,
504, 506/34 of the Indian Penal Code.

Allegation against the petitioner is that he assaulted to
Jamil Mohammad with Farsa causing injury on his head.

Learned counsel appearing for the petitioner submits
that the petitioner has clean antecedent. He has falsely been
implicated in the present case. Further submits that due to
admitted land dispute, the present occurrence had taken place
and there is case and counter case between the parties and the



allegation as alleged in the FIR is not supported by the medical evidence and the police, after investigation, submitted chargesheet against the petitioner and the petitioner is in custody since 07.09.2022.

Learned APP for the State has opposed the prayer for bail of the petitioner.

Considering the aforesaid fact, let the petitioner, above named, be released on bail on furnishing bail bond of Rs.10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Araria in connection with Jokihat P.S. Case No. 103 of 2021, with the following conditions:-

(1) Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the Court and shall remain physically present as directed by the Court and on his/her absence on two consecutive dates without sufficient reason, his/her bail bond shall be cancelled by the Court below.

(2) If the petitioner tampers with the evidence or the witnesses, in that case, the prosecution will be at liberty to move for cancellation of bail.

(3) And, further condition that the court below shall verify the criminal antecedent of the petitioner and in case at



any stage, it is found that the petitioner has concealed his criminal antecedent, the court below shall take step for cancellation of bail bond of the petitioner. However, the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

(Rajesh Kumar Verma, J)

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