

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.6681 of 2023

Arising Out of PS. Case No.-246 Year-2022 Thana- RAXAUL District- East Champaran

1. HABULLAH MIAN @ ABDULLAH MIYA @ ABDULAH ANSARI SON OF LATE MOHARRAM MIAN R/O VILL.- EKDERWA, P.S.- HARAIYA O.P. RAXAUL, DISTT.- EAST CHAMPARAN MOTIHARI
2. TAIYAB ANSARI SON OF HABULLAH MIAN @ ABDULLAH MIYA @ ABDULAH ANSARI R/O VILL.- EKDERWA, P.S.- HARAIYA O.P. RAXAUL, DISTT.- EAST CHAMPARAN MOTIHARI
3. SAIYAD ANSARI SON OF HABULLAH MIAN @ ABDULLAH MIYA @ ABDULAH ANSARI R/O VILL.- EKDERWA, P.S.- HARAIYA O.P. RAXAUL, DISTT.- EAST CHAMPARAN MOTIHARI
4. MOSAHEEB ANSARI SON OF HABULLAH MIAN @ ABDULLAH MIYA @ ABDULAH ANSARI R/O VILL.- EKDERWA, P.S.- HARAIYA O.P. RAXAUL, DISTT.- EAST CHAMPARAN MOTIHARI
5. ARMULLAH ANSARI SON OF LATE BAKHSIS MIAN R/O VILL.- EKDERWA, P.S.- HARAIYA O.P. RAXAUL, DISTT.- EAST CHAMPARAN MOTIHARI
6. FARMULLAH ANSARI SON OF LATE BAKHSIS MIAN R/O VILL.- EKDERWA, P.S.- HARAIYA O.P. RAXAUL, DISTT.- EAST CHAMPARAN MOTIHARI
7. RUSTAM ANSARI SON OF BHOLA MIAN R/O VILL.- EKDERWA, P.S.- HARAIYA O.P. RAXAUL, DISTT.- EAST CHAMPARAN MOTIHARI

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Binay Kumar, Advocate
For the Opposite Party/s : Mr. Ajit Kumar, APP

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

3 24-05-2023 Heard learned counsel for the petitioners and learned
A.P.P. for the State.

The petitioners apprehend their arrest in a case registered for the offences punishable under Sections 147, 148, 149, 341, 323, 324, 307, 379, 448, 504 and 506 of the Indian



Penal Code.

Learned counsel for the petitioners submits that the petitioner are persons with clean antecedent, it is next submitted that no doubt allegations are under Section 307 of the IPC read with other minor sections of the I.P.C. but then the parties have compromised the case as would be evident from Annexure-3 to the anticipatory bail application.

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

Considering the submissions made by the learned counsel for the petitioners, 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 Raxaul (Haraiya) P.S. Case No. 246 of 2022 subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

However, the learned Trial Court before accepting the bail bonds of the petitioners shall issue notice to the informant and after hearing the informant, if the learned Trial Court comes



to the conclusion that the compromise is not genuine or the informant disputes the compromise, then in that event the present anticipatory bail order shall not be given effect to.

(Satyavrat Verma, J)

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