

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.2583 of 2023

Arising Out of PS. Case No.-281 Year-2022 Thana- BEGUSARAI MUFFASIL District-
Begusarai

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1. MD. KAISAR Son of Peer Mohammad R/v- Ramjanpur Dhabauli, P.s.-
Begusarai Mufassil (Lakho) District- Begusarai
 2. NANHI KHATUN Wife of Md. Anwar R/v- Ramjanpur Dhabauli, P.s.-
Begusarai Mufassil (Lakho) District- Begusarai

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Dinesh Maharaj

For the Opposite Party/s : Mr. Dr. Ajeet Kumar

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

2 17-05-2023 Heard learned Counsel for the petitioners and
learned Additional Public Prosecutor for the State.

This application, for grant of anticipatory bail,
arises out of Begusarai Mufassil (Lakho OP) Police Station
Case No. 281 of 2022 dated 03.06.2022, disclosing offences
under Sections 341/323/307/379/354-B/504/506/34 of the
Indian Penal Code.

The prosecution story, as per the First Information
Report, is that due to digging of land, for repair of water pipe in
front of house of the informant, a scuffle took place and it has
been alleged that the petitioner no. 1 assaulted the informant by
means of spade and petitioner no. 2 assaulted the mother of the



informant by fist and slap.

Learned Counsel for the petitioners submits that both the parties are neighbour and there was a dispute between them on trivial issue regarding repair of water pipe. He next submits that the injuries caused to the informant are simple in nature, which would be evident from the impugned order. The petitioner no. 2 is a lady and both the petitioners have no criminal antecedents.

Regards being had to the submissions made on behalf of the parties and taking into consideration the material available on record and the fact that both the parties are neighbour and the dispute arose due to repair of water pipe, the petitioner no. 2 is a lady and injuries caused to the informant are simple in nature, accordingly, I am inclined to grant the petitioners privilege of anticipatory bail.

This application is, accordingly, allowed.

Let the petitioners, above named, in the event of their arrest or surrender before the Court below within four weeks, 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, Begusarai, in connection with Begusarai Mufassil (Lakho PO)



Police Station Case No. 281 of 2021, subject to the condition
laid down under Section 438 (2) of the Code of Criminal
Procedure.

(Anil Kumar Sinha, J)

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