

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.11718 of 2024

Arising Out of PS. Case No.-341 Year-2023 Thana- BARSOI District- Katihar

1. Fatima Khatoonm @ Fatima Khatoon W/O Zahrul R/O Village- Mohanpur, P.S.- Barsoi, District- Katihar
2. Iliyas @ Iliyash Son Of Alauddin R/O Village- Mohanpur, P.S.- Barsoi, District- Katihar
3. Hasida Khatoon @ Hadisa Khatoon Wife Of Alauddin R/O Village- Mohanpur, P.S.- Barsoi, District- Katihar
4. Marjina Khatoon @ Marjina Wife Of Haider Ali R/O Village- Mohanpur, P.S.- Barsoi, District- Katihar
5. Noor Faraj Wife Of Biju R/O Village- Mohanpur, P.S.- Barsoi, District- Katihar

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioners	:	Mr. Najeeb Ahmad, Advocate
For the State	:	Mr. Pranav Kumar, APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 22-02-2024 Heard learned counsels for the parties.

2. The petitioners apprehend their arrest in a case registered for the offence punishable under Sections 436, 341, 323, 354 and 34 of the Indian Penal Code.

3. As per prosecution case, all the F.I.R. named accused persons, including these petitioners, set the house of the informant on fire.

4. It is submitted by learned counsel appearing on behalf of the petitioners that only on the basis of suspicion, the



petitioners have been made accused in this case. Informant is not an eye-witness of the alleged occurrence. Moreover, the F.I.R. has been lodged after a delay of 52 days, without any explanation for the same.

5. Learned A.P.P. for the State has vehemently opposed the prayer for grant of anticipatory bail.

6. Considering the aforesaid facts and circumstances and delay in lodging of the F.I.R., the prayer for grant of anticipatory bail to the petitioners is allowed.

7. Accordingly, in the event of arrest/surrender within a period of six weeks from today, let the above named petitioners be enlarged on bail on furnishing bail-bond of Rs. 10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate 1st, Katihar, in connection with Barsoi P.S. Case No.341 of 2023, subject to condition as laid down under Section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Singh, J)

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