

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.36506 of 2024

Arising Out of PS. Case No.-119 Year-2023 Thana- AANDAR District- Siwan

Azharuddin Khan @ Azruddin Khan @ Ajruddinkhan son of Hasrat Ali @
Ishratali R/o Vill.- Gangauli chandauli, P.S.- Andar, Dist.- Siwan, Bihar

... .. Petitioner/s

Versus

The State of Bihar Patna

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Ms.Kanchan Kumari, Adv.

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

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

5 04-10-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner seeks bail in connection with a case
registered for the offence punishable u/s
366/447/448/379/341/323/504/506 and 34 of the IPC.

3. Allegation against the petitioner is that he assaulted the
informant's family and kidnapped the minor daughter of the
informant.

4. It is submitted by learned counsel for the petitioner that
petitioner is quite innocent and has not committed any offence
as alleged in the FIR. No such occurrence, in the manner as
alleged has ever taken place. He has been falsely implicated in
this case due to grudge. There is general and omnibus allegation
against the petitioner. It is submitted that there is contradiction



in the statement of the victim recorded u/s 161 Cr.P.C. and 164 Cr.P.C. The petitioner has no criminal antecedent and has been languishing in custody since 23.01.2024 while other similarly situated co-accused namely Tarana Khatoon has been granted regular bail by a co-ordinate Bench of this Court vide order passed in Cr. Misc. No.24196/2024.

5. Learned APP for the State opposed the prayer for bail.
6. Considering the facts and circumstances of this case, the custody of the petitioner and the contradictions in the statement of the victim, the above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending/the Successor Court, in connection with Andar P.S. Case No.119/2023.

(Anjani Kumar Sharan, J)

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