

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.47281 of 2024

Arising Out of PS. Case No.-496 Year-2023 Thana- LAHERIYASARAI District- Darbhanga

Shah Sujah Aziz Alam Khan @ Prince Son of Late Md. Allam Ahmad Khan
Resident of Mohalla - Benthia, P.S.- Laheriasarai, Dist.- Darbhanga (Bihar)

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s :	Mr. Priyanka Singh, Adv.
For the Opposite Party/s :	Mr. Raj Kishor Singh, APP
For the Informant/s :	Mr. Sajid Salim Khan, Adv.
	Mr. Ram Pravesh Nath Tiwari, Adv.

CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH SINGH

ORAL ORDER

2 24-07-2024 Heard learned counsel for the petitioner, learned A.P.P
for the State and the learned counsel for the informant.

2. The petitioner has preferred this application for grant of regular bail in connection with Laherisarai P.S. Case No. 496 of 2023 dated 26.10.2023 registered for the offences punishable under sections 147, 120B, 151, 506, 378 307 & 327 of the Indian Penal Code.

3. As per the prosecution case, the petitioner along with co-accused person entered the house of informant armed with weapon and attacked with iron rod, farsa and kife on the informant. Further the co-accused persons started throwing bricks and stones, tore the clothes and applied chilli powder on



the eyes and body, the petitioner attacked with a rod with the intention of killing the petitioner, meanwhile they forcibly looted 2 boxes containing important documents and valuables, Rs. 18,000/- in cash and watch of the informant. They fled away threatening the informant to kill.

4. Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in this case. Nothing has been recovered from the conscious possession of the petitioner. The said occurrence took place on 25.10.2023 and the FIR was lodged on 26.10.2023. The petitioner has antecedent of six cases as stated in para 3 of the bail petition. The petitioner is in custody since 20.05.2024.

5. Learned A.P.P. for the State and learned counsel for the informant have vehemently opposed the bail petition of the petitioner.

6. Considering the aforesaid facts and circumstances of the case as well as the period of custody, the petitioner above-named, is directed to be enlarged on bail on furnishing bail-bond of Rs.20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Court concerned, Darbhanga in connection with Laheriasarai P.S. Case No. 496 of 2023, with a condition:-



(i) That the petitioner is directed to remain physically present before the learned Court below on each and every date, failing which on two consecutive dates without reasonable cause, the bail bond of the petitioner is liable to be cancelled.

7. The application stands allowed.

(Chandra Prakash Singh, J)

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