

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.49658 of 2024

Arising Out of PS. Case No.-159 Year-2024 Thana- TURKAULIYA District- East
Champaran

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1. Sheikh Abbas @ Sk Abbas S/O Sk. Shahid @ Shekh Shahid R/O Village-
Mathwa, P.S- Turkauliya, Distt.- East Champaran.
 2. Husnatara @ Hasantara Khatoon W/O Seikh Nurool Hoda @ Nurul Hoda
R/O Village- Mathwa, P.S- Turkauliya, Distt.- East Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Karandeep Kumar, Advocate

For the Opposite Party/s : Mr. Sucheta Yadav, APP

CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA
ORAL ORDER

2 14-08-2024 Heard learned counsel for the petitioners and learned
A.P.P. for the State.

2. The petitioners apprehend their arrest in connection
with Turkauliya P.S. Case No.159 of 2024 instituted under
Sections 341, 323, 324, 307, 354(b), 379, 504 and 506 of the
Indian Penal Code.

3. As per the prosecution case, the FIR named accused
persons including the petitioners laced with *lathi*, iron rod and
danda came at the house of the informant and assaulted him.
The allegation against the petitioner no. 1 is that he has
assaulted the informant by means of iron rod on his body. The
co-accused Abdul Hussan assaulted on his head by *garasa* and



petitioner no. 2 also assaulted the informant by fist and leg.

4. Learned counsel for the petitioners submits that petitioners are innocent and have been falsely implicated in this case having no criminal antecedent. There is land dispute between the parties and both the parties are co-villager and agnates due to which some scuffle took place for which there is case and counter case between the parties. There are six accused persons including the petitioners having allegation that all have assaulted the informant by *lathi*, *danda* and iron rod but there is only one injury on the injured. He further submits that petitioners have no criminal antecedent and they undertake to co-operate in the investigation and the trial.

5. Learned A.P.P. for the State opposes the prayer for anticipatory bail.

6. Considering the facts and circumstances of the case and submissions of learned counsel for the parties, in the event of arrest or surrender before the Court below within six weeks from today, the petitioners be released on bail upon furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand) each with two sureties of the like amount to each to the satisfaction of the learned Additional Chief Judicial Magistrate-VI, East Champaran, Motihari /Concerned Trial Court in



connection with Turkauliya P.S. Case No.159 of 2024, subject to
the conditions laid down in Section 438(2) of the Code of
Criminal Procedure, 1973.

(Sunil Dutta Mishra, J)

Ashishkr/-
Harshita/-

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