

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.69972 of 2023

Arising Out of PS. Case No.-297 Year-2021 Thana- BISFI District- Madhubani

Md. Belal @ Mohammad Belal Son Of Mohammad Badrul Residnet Of
Village - Parsauni South, Ward No.10, P.S. - Bisfi, District - Madhubani

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Fahad Khurshid

For the Opposite Party/s : Mr. Murli Dhar

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

3 30-01-2024 Heard learned counsel for the petitioner and
learned A.P.P. for the State.

2. The petitioner apprehends his arrest in Bisfi P.S.
Case No. 297 of 2021 registered for the offences punishable
under Sections 328, 302, 34 of the Indian Penal Code pending in
the Court of learned A.C.J.M., Benipatti, Madhubani.

3. As per the prosecution case, allegation against
the petitioner and other co-accused persons is that they have
committed murder of the son of the informant.

4. Learned counsel for the petitioner submits that
the petitioner is innocent and has falsely been implicated in this
case. The allegation levelled against the petitioner is not
specific rather general and omnibus in nature. He submits that
the petitioner is not named in the FIR, his name has surfaced



during the course of investigation. The petitioner has no criminal antecedent as mentioned in para-3 of this application.

5. Learned APP for the State opposes the prayer for anticipatory bail and submits that the petitioner is also involved in the present case, this fact is also stated in paragraphs no. 137, 177, 183, 184, 186 and 194 of the case diary.

6. Considering the facts and circumstances of case, the nature of the offence and the involvement of the petitioner in the present case, I am not inclined to enlarge the petitioner on anticipatory bail. The prayer for anticipatory bail of the petitioner is hereby rejected.

7. However, if the petitioner surrenders before the learned Court below within six weeks from today and seek regular bail, the learned Court below would pass order on the same day in accordance with law without being prejudiced by this order.

(Anjani Kumar Sharan, J)

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