

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.71774 of 2024

Arising Out of PS. Case No.-1049 Year-2023 Thana- ARARIA District- Araria

Rahamtullah @ Rahman tullah @ Rahma Tullah S/o Firoz R/o vill - Damheli,
ward no. 11, P.S. - Araria, Distt. - Araria

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Gopal Kumar Jha, Advocate

For the Opposite Party/s : Mr. Tarun Prasad Mandal, APP

CORAM: HONOURABLE MR. JUSTICE KHATIM REZA

ORAL ORDER

2 23-10-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends arrest in connection with
Araria P.S. Case No. 1049 of 2023 dated 30.10.2023, instituted
for the offence punishable under Sections 341, 323, 307, 447,
379, 504, 506 of the Indian Penal Code.

3. The allegation against the petitioner is that he
assaulted with iron rod on the head of Rehan, who sustained
head injury.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and he has been falsely implicated in this
case. It is further submitted that there is a land dispute between
the parties and Title Suit No. 528 of 2023 is pending before
learned Munsif, Araria for its adjudication and due to which the



petitioner has been falsely implicated in this case. It is further submitted that injury report reveals that the nature of injury is simple caused by hard and blunt substance. Lastly, it has been submitted that petitioner has no criminal antecedents.

5. Learned A.P.P. has opposed the prayer for bail of the petitioner.

6. Having considered the facts and circumstances of the case and submissions of learned counsel for the parties, in the event of arrest / surrender of the petitioner within a period of six weeks from today, in connection with Araria P.S. Case No. 1049 of 2023, he/they shall be released on anticipatory bail upon furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned C.J.M. Araria, subject to condition as laid down under Section 438(2) of the Cr.P.C.

(Khatim Reza, J)

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