

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.4629 of 2024

Arising Out of PS. Case No.-305 Year-2023 Thana- SAKRA District- Muzaffarpur

Md. Sattar @ Md. Sattar Mian, son of Md Khalil, R/o vill- Mohammadpur
Naya Tola, PS-Sakra, Dist-Muzaffarpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Ranjeet Kumar, Advocate
		Mr. Sunil Kumar, Advocate
For the Opposite Party/s	:	Mr. Dinesh Singh, APP

CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

- 2 31-01-2024 1. Heard learned counsel for the petitioner and learned
APP for the State.
2. The petitioner has preferred this application for
grant of regular bail in connection with Sakra P.S Case no. 305
of 2023 registered under sections 302 and 34 of the Indian Penal
Code.
3. As per the prosecution case, it is stated by the
informant that while the petitioner caught hold of her husband,
Khushboo Khatoon sat on him, Madina Khatoon caught hold of
his legs and Md. Mubarak struck with a knife, as a result of
which he died.
4. Learned counsel for the petitioner submits that the
petitioner has been falsely implicated in the case. Both the



parties are family members and there was money dispute between them. The manner of occurrence is other than what has been narrated in the F.I.R. Even as per the FIR, the allegation is mainly against Md. Mubarak and not the petitioner herein, who is in custody since 4.7.2023 and has no criminal antecedent.

5. The application for bail is opposed by learned A.P.P for the State.

6. Having heard learned counsel for the parties and taking into consideration the nature of allegation against the petitioner wherein he is said to have caught hold of the hand of the husband of the informant while he was stabbed by co-accused Md. Mubarak leading to his death, the Court is not inclined to enlarge the petitioner on bail and the application is rejected.

7. In view of the facts and circumstances of the case, liberty is granted to the petitioner to renew his prayer for bail on completing one year in custody or after framing of charge, whichever is later.

(Partha Sarthy, J)

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