

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.1836 of 2025

Arising Out of PS. Case No.-187 Year-2024 Thana- KATIHAR MUFFASIL District- Katihar

1. Md. Abrar @ Md. Ebrar S/o Late Ghana Ustad R/o Mohallah- Jafarganj, PS- Katihar, Distt- Katihar
2. Md. Faisal @ Md. Anwarul S/o Md. Abrar @ Md. Ebrar R/o Mohallah- Jafarganj, PS- Katihar, Distt- Katihar

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sanjeev Kumar Singh

For the Opposite Party/s : Mr. Bharat Lal

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 05-02-2025 1. Heard learned counsel for the petitioners and learned A.P.P. for the State.

2. The petitioners apprehend their arrest in a case registered for the offences punishable under Sections 115(2), 118(1), 109(1), 126(2), 303(2) and 3(5) of the Bhartiya Nyay Sanhita, 2023.

3. Learned counsel for the petitioners submits that petitioners are persons with clean antecedent and have been falsely implicated in the instant case by the informant on account of dispute relating to land, it is next submitted that petitioners are alleged to have assaulted Md. Asif on his head and right arm causing injury. It is next submitted that the injury



suffered by Md. Asif is simple in nature and the blow was not repeated. It is next submitted that Najia Khatoon is alleged to have assaulted Ashiyana Khatoon, daughter of the informant, by an iron rod on orders of Md. Ebrar causing fracture of her leg which is opined to be grievous in nature. The learned counsel next submits that petitioners are not criminal and will not abscond rather will co-operate in the investigation to prove their innocence.

4. Learned A.P.P. for the State opposes the prayer for anticipatory bail of the petitioners.

5. Considering the submissions made by the learned counsel for the petitioners, the petitioners above-named, in the event of their arrest or surrender before the learned trial court within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand) each with two sureties of the like amount each to the satisfaction of the learned trial court where the case is pending/successor court in connection with Katihar Muffasil P.S. Case No. 187 of 2024 subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

6. However, it is made clear that in the event if the Investigating Officer of the case files an application before the



learned Trial Court bringing to its notice that petitioners despite giving assurance to this Court are not co-operating in the investigation, in that event the learned Trial Court shall be at liberty to forthwith cancel the bail bonds of the petitioners.

7. Let a copy of this order be sent to the concerned P.S. through the learned Trial Court.

(Satyavrat Verma, J)

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