

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.5272 of 2025

Arising Out of PS. Case No.-117 Year-2024 Thana- BHAIKAVSHTHAN District-
Madhubani

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1. Sheikh Imran @ Md Imranullah @ Pappu Son of Sheikh Ataullah R/o -Village- Kothiya, Simarwar, P.S.- Bhairavasthan, Distt. -Madhubani
 2. Sheikh Rizwan @ Md Rizwan Son of Sheikh Ataullah R/o -Village- Kothiya, Simarwar, P.S.- Bhairavasthan, Distt. -Madhubani

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

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

For the Opposite Party/s : Ms. Renu Kumari, APP

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

2 06-02-2025 Heard learned counsel for the petitioners and learned APP
for the State.

2. The petitioners seek bail in connection with
Bhairav Asthan P.S. Case No. 117 of 2024 instituted for the
offence under Sections 76, 109, 115(2), 121(1), 121(2), 126(2),
132, 324(5), 343, 352, 3(5) of the Bharatiya Nyaya Sanhita,
2023.

3. As per prosecution case, when the police party
reached at the house of co-accused, namely, Sheikh Ataullah,
Sheikh Rizwan (petitioner No.2) & others for execution of Non
Bailable Warrant, they accosted by several locals including the
petitioners in discharging their duty, whereafter a scuffle ensued



between the police party and petitioners and others.

4. It has been submitted on behalf of the petitioners that the petitioners are in custody since 17-11-2024. Petitioners bear one criminal antecedent each, as per disclosure made in paragraph No. 3 of the bail application.

5. It has been further submitted by the petitioners' counsel that petitioners have been falsely implicated in the present case. It is submitted that petitioners have no concern at all with the alleged occurrence. There is no specific allegation against the petitioners, rather allegation is general and omnibus in nature. Injuries as alleged in the FIR are totally false and concocted and the same is found by doctor to be simple in nature. Learned counsel submits that other co-accused has been granted bail from the lower court itself.

6. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioners.

7. Considering the aforesaid facts and circumstances of the case, period of custody of the petitioners and manner of petitioner's implication, this Court is inclined to grant bail to the petitioners.

8. Let the petitioners be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten Thousand) each



with two sureties of the like amount each to the satisfaction
of Court below/concerned Court in connection with Bhairav
Asthan P.S. Case No. 117 of 2024.

(Rudra Prakash Mishra, J)

Raj Kishore/-

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