

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.46198 of 2025

Arising Out of PS. Case No.-452 Year-2024 Thana- SABAUR District- Bhagalpur

1. Bibi Nurjahan Wife of Md. Mashooque Resident of Village- Amdar, PS- Sabour, District- Bhagalpur
2. Md. Mashooque @ Md. Masoom Son of Late Md. Mohid Resident of Village- Amdar, PS- Sabour, District- Bhagalpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Vivekanand Vivek, Advocate
Mr. Debesh Kumar Poddar, Advocate
Mr. Rang Nath Pandey, Advocate
For the Opposite Party/s : Mr. Ramesh Chandra, APP

CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY

ORAL ORDER

3 17-10-2025

1. Heard learned counsel for the parties.

2. The petitioners have preferred this application for grant of anticipatory bail apprehending their arrest in connection with Sabaur P.S. Case no.452 of 2024, registered under sections 115(2), 126(2), 125, 110, 352, 351(2) and 3(5) of the Bharatiya Nyaya Sanhita, 2023.

3. As per the prosecution case, the informant states that on her daughter pushing away the goat of the petitioners who had entered and was creating nuisance in the tea shop of



the informant, it is stated that the petitioners assaulted the informant and also poured oil on her.

4. Learned counsel for the petitioners submits that from the contents of the F.I.R. itself it would transpire that the occurrence is said to have taken place over a trivial dispute of a goat entering the tea shop of the informant. It is further submitted that a minor altercation did take place, however so far as the allegations of petitioner no.2 pouring oil is concerned, the same is absolutely false and concocted and in fact in the pushing and shoving that took place, some oil accidentally fell on the informant. The injuries have been found to be simple in nature. The petitioners have no criminal antecedent.

5. The application for anticipatory 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 allegations in the F.I.R., the contents of the injury report and the petitioners not having any criminal antecedent, it is directed that both the petitioners above named, in the event of their arrest or surrender before the learned Court below within a period of four weeks, be released on anticipatory bail in connection with Sabaur P.S. Case no.452 of 2024 on each of them furnishing bail bond of Rs.10,000/-



(Rupees Ten Thousand) with two sureties of the like amount
each to the satisfaction of the learned Chief Judicial
Magistrate/In-charge, Bhagalpur.

(Partha Sarthy, J)

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