

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.60013 of 2025

Arising Out of PS. Case No.-518 Year-2024 Thana- MURLIGANJ District- Madhepura

Md. Sahim S/o Md. Wasil Resident of village- Bhadaul, ward no 4, PS-
Bharahi, district- Madhepura

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mrs.Muskan Singh, Adv.

For the Opposite Party/s : Mr.Ahmad Ali, APP

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

3 23-09-2025 1. Heard learned counsel for the petitioner, learned A.P.P.
for the State and learned counsel for the O.P. No.2.

2. The petitioner apprehends his arrest in a case registered
for the offences punishable under Sections 126(2), 115(2), 109,
303(2), 3(5) of BNS Act.

3. Learned counsel for the petitioner submits that the
petitioner has criminal antecedent of five cases and the
informant alleges that the accused persons started pressurizing
her husband to compromise Murliganj P.S. Case No.456/2024,
on refusal, ten named accused persons including the petitioner
and female members of the family came variously armed and
assaulted her husband causing injury on various parts of body
and snatched Rs.50,000/- from his pocket and fled and
thereafter, the injured was taken to hospital.

4. Learned counsel for the petitioner submits that the



petitioner has been falsely implicated in this case. It is next submitted that from perusal of the allegation as alleged in the F.I.R., it would manifest that no allegation of assault is alleged against the petitioner rather allegation of assault is general and omnibus in nature. No doubt petitioner has antecedent of five cases but then most of the cases have been instituted from the side of the informant.

5. The learned APP for the State opposes the anticipatory bail application and submits that petitioner has antecedent of five cases. Learned APP submits that though no specific allegation of assault is alleged against the petitioner but then he has antecedent of five cases as pleaded in the supplementary affidavit and in the event if, privilege of anticipatory bail is granted, the petitioner may abscond, on which, the learned counsel appearing for the petitioner submits that petitioner will not abscond rather will cooperate in the investigation to prove his innocence.

6. Considering the submissions made on behalf of the petitioner, the petitioner, above-named, in the event of his 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. 25,000/- (Rupees Twenty Five Thousand) 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 Murliganj P.S. Case No.518/2024, subject to the conditions as laid down under Section 482 (2) of BNSS.

7. It is made clear that if the investigating Officer of the case files an application before the learned trial court bringing to its notice that petitioner despite giving assurance to this Court, is not cooperating in the trial, in that event, the learned trial court would be at liberty to cancel the bail bond of the petitioner.

8. It is further made clear that if charge sheet is submitted connecting the petitioner with the offence, in that event, the present anticipatory bail order shall loose its effect.

9. Accordingly, the instant anticipatory bail application stands allowed.

(Satyavrat Verma, J)

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