

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.62436 of 2024

Arising Out of PS. Case No.-224 Year-2016 Thana- HUSSAINGANJ District- Siwan

Mazaluddin S/o- Abdul Jabbar @ Jabbar Miyan Resident of Village- Chata
Sah Tola PS- Hussainganj, Dist- Siwan

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Gajendra Kumar Singh, Adv.

For the Opposite Party/s : Mr.Raj Ballabh Singh, APP

CORAM: HONOURABLE MR. JUSTICE S. B. PD. SINGH

ORAL ORDER

- 5 04-04-2025 1. Heard learned counsel for the petitioner and
learned APP for the State.
2. The petitioner apprehends his arrest in connection
with Hussainganj P.S. Case No. 224 of 2016 instituted under
Sections 302/34 of the Indian Penal Code.
3. As per the prosecution case, the petitioner along
with co-accused Nizamuddin committed murder of Riyaz
Ahmad (informant's husband).
4. It is submitted by learned counsel for the petitioner
that the petitioner is innocent and he has falsely been
implicated in the present case. He further submits that after
investigation police submitted chargesheet only against
Nizamuddin but learned Chief Judicial Magistrate deferred his
opinion with the report of investigating officer and took



cognizance against both of them.

5. Learned APP appearing for the State has vehemently opposed the prayer for anticipatory bail.

6. Having heard learned counsel for the parties and on perusal of the case diary it appears that in Para '10' witness-Urmila Devi, Para '18' witness-Rina Khatun, Para '19' witness-Razia Khatun, Para '20' witness-Anjum Begum and Para '21' witness-Izhar Khan have stated in their statements that main accused Nizamuddin gave a dagger blow to the deceased due to which he died. The witness Izhar Khan also stated before the I.O. that there was money dispute between Nizamuddin and Riyaz Ahmad (deceased). From perusal of the case diary, it appears that there is nothing regarding involvement of the petitioner in the alleged occurrence, considering the aforesaid facts, this Court is inclined to enlarge the petitioner on bail. The petitioner is directed to surrender in the Court below within a period of four weeks from the date of receipt of a copy of this order and in the event of his arrest or surrender in connection with Hussainganj P.S. Case No. 224 of 2016, they will be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rupees ten thousand) each with two sureties of the like amount each to the satisfaction of learned A.C.J.M.-



IX, Siwan, subject to the conditions as laid down under section
438(2) of the Cr.P.C.

(S. B. Pd. Singh, J)

tusharika/-

U		T	
---	--	---	--

