

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.72010 of 2024

Arising Out of PS. Case No.-263 Year-2024 Thana- ALOULI District- Khagaria

Md. Warish S/o- Md. Bakrid Resident of village- Sahsi Tola Dulihia Ps-
Alauli District-Khagaria

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Anuj Kumar, Adv
For the Opposite Party/s : Mr.Pushpa Sinha, APP

CORAM: HONOURABLE JUSTICE SMT. SONI SHRIVASTAVA
ORAL ORDER

3 07-08-2025 Heard learned counsel for the petitioner, and the
learned APP for the State.

2. Petitioner apprehends his arrest in a case registered
for the offences punishable under sections 126, 115(2), 117,
109, 352, 351(2) of the Indian Penal Code.

3. The allegation in the FIR is that the informant was
abused by the petitioner and his wife on account of a dispute
with regard to breaking of the hand pump with a subsequent
allegation of assault upon her by the wife of the petitioner.

4. Learned counsel for the petitioner submits
that it would be evident from the FIR itself, that a dispute had
arisen in the family with regard to a hand pump and the
allegation of assault is mainly upon the wife of the petitioner.
Further, a counter case was filed by the wife of the petitioner



against the present informant and others. It is further submitted that it is basically a dispute between two brothers and the informant, who is the mother of the petitioner suffered injuries only on account of the fact that she came in between to intervene and thus received injuries. The FIR however was lodged after delay of three days. Subsequently, the parties have compromised the issues between them and the compromise petition has been brought on record by way of Annexure-3.

5. Learned APP for the State opposes the anticipatory bail.

6. Considering the facts and circumstances of the case, let the petitioner, in the event of his arrest/ surrender within a period of four weeks from today, be released on bail on furnishing bail bonds of Rs 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending/ successor court in Alauli P.S.Case No. 263 of 2024, subject to condition as laid down under Section 438(2) of the Cr.P.C .

(Soni Shrivastava, J)

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