

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.6794 of 2026

Arising Out of PS. Case No.-64 Year-2022 Thana- MURLIGANJ District- Madhepura

1. Md. Azad Ansari @ Md. Azad S/o Md. Salauddin @ Late Salauddin
2. Anbar @ Md. Anbar S/o Md. Kudush @ Md. Kuddus.
Both R/o Village - Gamhariya, Ward No.10, P.S - Murliganj, District - Madhepura

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

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

For the Opposite Party/s : Mr.Abhay Kumar Roy, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 25-02-2026 Heard Mr.Mritunjay Kumar, learned counsel for the petitioners and Mr.Abhay Kumar Roy, learned Additional Public Prosecutor for the State.

2. The petitioners are apprehending their arrest in connection with Murliganj P.S. Case No.64 of 2022, dated 08.02.2022 registered for the offences punishable under Sections 447,341,323,324,307,379,354(A),504,506,34 of IPC.

3. According to prosecution case, there is specific allegation of assault to Md. Mustakim (informant's father) by petitioner No.1, namely, Md. Azad and petitioner No.2, namely, Anbar @ Md. Anbar is alleged to have pulled wearing clothes of the Bhawo (informant's brother's wife) of informant



with bad intent and dragged on the ground causing half naked.

4. Learned counsel appearing for the petitioners submits that the petitioners have clean antecedent. It appears from the FIR itself that due to some petty dispute the present occurrence had taken place. Although there is no intention to kill anyone and there is no repetition of blow upon the injured person and the allegation as alleged in the FIR does not support by the medical evidence.

5. Learned A.P.P. for the State has vehemently opposed the prayer for anticipatory bail of the petitioners.

6. Considering the aforesaid facts, petitioners have clean antecedent and medical evidence does not support the allegation as alleged in the FIR, let the petitioners, above named, in the event of their arrest or surrender before the court below within a period of thirty days from the date of receipt of the order, be released on bail on furnishing bail bond of Rs.10,000 (Ten Thousand)each with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate, 1st Class, Madhepura in connection with Murliganj P.S. Case No.64 of 2022, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure/Section 482(2) of BNSS, 2023 and with other following conditions:-



(I) Petitioners shall co-operate in the trial and shall be properly represented on each and every date fixed by the Court and shall remain physically present as directed by the Court and on their absence on two consecutive dates without sufficient reason, their bail bond shall be cancelled by the Court below.

(II) If the petitioners tamper with the evidence or the witnesses, in that case, the prosecution will be at liberty to move for cancellation of bail.

(III) And, further condition that the court below shall verify the criminal antecedent of the petitioners and in case at any stage, it is found that the petitioners have concealed their criminal antecedent, the court below shall take step for cancellation of bail bond of the petitioners. However, the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

(Rajesh Kumar Verma, J)

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