IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.75401 of 2026

CNR No. BRHC011096122026

Arising Out of PS. Case No.-317 Year-2026 Thana- BEGUSARAI TOWN District- Begusarai

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Md. Ataul @ Md. Atabul S/o Late Md. Dulli @ Dulo Mian @ Dullo Miyan Resident of Village- Atmadi, Ward No. 01, P.S.- Beldaur, District- Khagaria

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr.Brajesh Kumar Singh, Advocate
For the Opposite Party/s : Mr.Dr.Mrityunjaya Kr.Gautam, APP

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CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR JHA

ORAL ORDER

2 28-10-2026 Heard learned counsel for the petitioner and learned APP for the State.

02. In the present case, the petitioner seeks bail in connection with Town P.S. Case No. 317 of 2026 registered for the alleged offences under Sections 126(2), 115(2), 109(1), 303(2), 3(5) of BNS.

03. As per prosecution case, the petitioner, his son and his brother-in-law had been taking the informant, the wife of the son of the petitioner, to their house on the orders of the court. On their way, all three tried to strangulate the informant with Dupatta and also assaulted her causing injury to her. They left her at National Highway 31 thinking her to be dead.

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04. Learned counsel for the petitioner submits that the petitioner is innocent and has been falsely implicated in this case. The petitioner has been implicated in this case merely due to the fact that he is the father-in-law of the informant. The injury report does not show any injury on neck. While the informant was being taken from the court, some altercation took place between the informant and her husband and informant refused to go to her matrimonial home. The allegation of making attempt to strangulate the informant gets falsified from the injury report. The petitioner is having antecedent of one case which has been instituted by the present informant and he is on bail in that case. The petitioner is aged 60 years and he is in custody since 14.07.2026. Charge sheet has been submitted.

05. Learned APP opposes the submission made on behalf of the petitioner.

06. Having regard to the facts and circumstances and submissions made on behalf of the parties and considering the nature of accusation and also considering the absence of injury on neck and further considering the period of custody of the petitioner and submission of charge sheet, the petitioner above named is directed to be released on bail on furnishing bail bonds

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of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Begusarai/concerned Court in connection with Town P.S. Case No. 317 of 2026 subject to the conditions mentioned in Section 480(3) of B.N.S.S. and also the following conditions :

(i) One of the bailors will be a close relative of the petitioner.

(ii) The petitioner will remain present on each and every date fixed by the court below.

(iii) In case of absence on three consecutive dates or in violation of the terms of the bail, the bail bond of the petitioner will be liable to be cancelled by the court concerned.

(Arun Kumar Jha, J)

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