

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.16638 of 2015

Arising Out of PS.Case No. -312 Year- 2014 Thana -PAHARPUR District- EAST CHAMPARAN
(MOTIHARI)

Kishori Lal Sah Son of Late Bihari Sah Resident of village - Bishunpur,
Matiarwa, Police Station - Paharpur, District - East Champaran

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr.

For the Opposite Party/s : Md. Fahimuddin (APP)

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

2 23-06-2015

Heard both sides.

The petitioner seeks bail in a case under Section 307
and other sections of the Indian Penal Code.

The informant named the petitioner Kishori Lal Sah
and four others and alleged that all the accused persons assaulted
him with iron rods, sticks and Farsa. It is alleged that many
articles were also taken away. The informant has not made any
specific allegation of assault against the petitioner. It is submitted
that there is a counter-version being Paharpur P.S. Case No. 301
of 2014. The petitioner is the informant of the aforesaid case and
the petitioner also sustained grievous injury on his head as the
same would appear from perusal of Annexure-4 of the
supplementary counter affidavit. The informant, of course, got
grievous injury on his head, but who is the author of the aforesaid

injury has not been stated in the FIR. The petitioner is in jail since 11.02.2015.

Considering the facts that there is a case and counter-case and the petitioner also sustained grievous injury, the above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Motihari, East Champaran in Paharpur P.S. Case No. 312 of 2014.

(Prabhat Kumar Jha, J)

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