

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.14604 of 2015

Arising Out of PS.Case No. -175 Year- 2014 Thana -PIPRA District- SUPAUL

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Santosh Sah Son of Late Bhutay Sah Resident of Village -Dulari, P.s- Pipra,
District- Supaul

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Madhav Jha

For the Opposite Party/s : Mr. Md.Fahmuddin (App)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR
SINGH
ORAL ORDER

03/ 18-05-2015

Heard learned counsels for the petitioner and
the State.

The petitioner is languishing in custody since
07.02.2015 in a case registered for the offences punishable under
Sections 147, 341, 323, 324, 307, 379 and 504 of the Indian Penal
Code. Subsequently, section 302 of the IPC was also added.

It is alleged that when the informant was
fixing bamboo stumps on his land, the accused persons came
variously came when Prakash Sah assaulted with Farsa on the
head of the informant as a result he fell down. The informant's son
Vikash Kumar was also assaulted, who subsequently succumbed
to the injury.

It is submitted by learned counsel for the

petitioner that the petitioner neither alleged to have assaulted the informant or the son of the informant considering the fact that the mother of the victim, whose statement has been recorded in paragraph no. 24 of the case diary to the effect that Hari Narayan Sah assaulted with cricket bat on the head of the victim, the son of the informant, in view of the serious land dispute and there is counter version of the occurrence, co-accused Prakash Sah, who alleged to have assaulted with Farsa to the informant and co-accused Ravindar Sah have been granted bail vide Cr. Misc. Nos. 3068 of 2015 and 13255 of 2015.

Considering the fact that the accusation of assault is not alleged against the petitioner and a statement has been made in para 3 of the petition that the petitioner has no criminal antecedent, let the above named petitioner, 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 learned Chief Judicial Magistrate, Supaul in connection with Pipra P.S. Case No. 175 of 2014.

DKS/-

(Dinesh Kumar Singh, J)

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