

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.33890 of 2014

Arising Out of PS.Case No. -96 Year- 2013 Thana -MOTIHARI MUFASIL District-
EASTCHAMPARAN(MOTIHARI)

=====

Ram Chandra Rai

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Sunil Kumar No. III

For the Opposite Party/s Mr. Anil Kumar Singh(App)

=====

CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

04/ 29.01.2015 Supplementary affidavit is filed on behalf of the petitioner.

Heard learned counsel for the petitioner as well as learned
Addl. Public Prosecutor for the State.

Although there is general allegation against all accused
persons including petitioner to this effect that they assaulted the
deceased and others with different weapons including brick but there
is specific allegation against the petitioner that he gave brick blow on
the head of deceased.

Learned counsel appearing for the petitioner submits that on
the alleged date of occurrence, prosecution party assaulted the
petitioner and others for which Mufassil P.S. case no. 95/2013 was
lodged against the informant of the present case and others and in the
aforesaid occurrence, petitioner and several other persons sustained
injury which is evident from annexure 3 series to the supplementary
affidavit.

Post mortem report of the deceased reveals that deceased

sustained one injury on his head whereas prosecution case is that deceased was assaulted by the petitioner and several other accused persons.

Considering the aforesaid facts and circumstances as well as submissions of the parties, let the petitioner be released on bail on furnishing bail bonds of Rs 10,000/- with two sureties of the like amount each to the satisfaction of the Sub divisional Judicial Magistrate, Motihari, East Champaran in Mufassil (Lakhaura) P.S. Case no. 96/2013.

shahid

(Hemant Kumar Srivastava,J)

U		T	
---	--	---	--