

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.49429 of 2015

Arising Out of PS.Case No. -46 Year- 2015 Thana -JAMALPUR District- DARBHANGA

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1. Ghanshyam Singh Son of Uma Shankar Singh Resident of Village -
Bhuskaul, Police Station - Jamalpur (Bargaon O.P.), District - Darbhanga

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Suraj Narain Yadav

For the Opposite Party/s : Mr. Meena Singh(App)

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CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN
SHARMA
ORAL ORDER

2 10-12-2015 Heard learned counsel for the petitioner and learned
counsel representing the State.

The petitioner seeks bail in connection with Jamalpur
P.S. Case No. 46 of 2015 registered for the offences punishable
under Sections 147, 148, 149, 341, 323, 324, 307, 379, 504 of the
Indian Penal Code.

Allegedly, in the occurrence the petitioner gave farsa
blow on the head of the informant causing injury.

Submission is that there was free fight between the
parties and for that there is case and counter case, the informant
has received injury which is simple in nature vide annexure 3/1.
Other co-accused persons have been allowed pre-arrest bail and
the petitioner is suffering in custody since 29.09.2015 having no

criminal antecedent. Chargesheet has already been submitted and there is no chance of tampering with prosecution evidence.

Learned APP after going through annexure 3/1 fairly submits that the injuries have been found on the person of the informant but both are simple in nature.

In the facts and circumstances stated above, the petitioner above named is directed to be released on bail on execution of bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of Incharge Chief Judicial Magistrate, Benipur (Darbhanga) in connection with Jamalpur P.S. Case No. 46 of 2015, subject to the conditions that one of the bailors must be a near relative and another having sufficient immovable property within the territorial jurisdiction of the court concerned and the petitioner shall remain present on each and every date during trial and the default on two consecutive dates on his part without any reason shall disentitle the petitioner from privilege of bail.

(Jitendra Mohan Sharma, J)

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