

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.46323 of 2014

Arising Out of PS.Case No. -257 Year- 2014 Thana -DALSINGHSARAI District- SAMASTIPUR

Manoj Das @ Manoj Kumar Das Son of Bangali Das Resident of Village -
Keota, Police Station - Dalsing Sarai, Dist.-Samastipur

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Manoj Kumar No.-1

For the Opposite Party/s : Mr. Rina Sinha(App)

CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

3 16-02-2015 Heard learned counsel for the petitioner as well as
learned Additional Public Prosecutor for the State.

The petitioner is in custody since 2.6.2014 in
Dalsing Sarai P.S. Case No.257 of 2014 for the offence under
Section 302/34 of I.P.C.

It is submitted on behalf of the petitioner that prior to the
institution of the present case the petitioner was himself attacked
by the deceased and as a consequence thereof the petitioner while
being treated at Sub-divisional Hospital lodged Dalsing Sarai
P.S.Case No.256/14 on 28.5.2014.It is further submitted that as
per the F.I.R.the informant himself has stated that while the
deceased Pappu Kumar Das was fleeing away after giving blade
blow on the neck of the petitioner the villagers who had

collected on his alarm chased him and, in fact the deceased was caught and assaulted by the villagers. Also this fact is testified by the case diary which has been perused by the learned counsel for the State.

Considering the aforementioned submissions and also the fact that there is case and counter case and the petitioner has no criminal antecedent and has been in custody since 2.6.2014, let the petitioner, above named, be released on bail on furnishing bail bond of Rs.10,000/- with two sureties of the like amount each to the satisfaction of A.C.J.M., Dalsing Sarai, Samastipur, in Dalsing Sarai P.S. Case No.257/14.

(Anjana Mishra, J)

AnilKrSinha/-

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