

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.48507 of 2014

Arising Out of PS.Case No. -173 Year- 2013 Thana -HARNAUT District- NALANDA
(BIHARSHARIFF)

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Nehal Yadav Son of Late Janki Yadav Resident of Village - Jorarpur, P.S-
Harnaut, Distt- Nalanda.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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CORAM: HONOURABLE MR. JUSTICE AMARESH KUMAR LAL
ORAL ORDER

4 13-03-2015

Heard the learned counsel for the petitioner,
informant and the learned A.P.P. for the State.

The petitioner seeks bail in a case for the offence
punishable under Sections 341, 323, 308, 385 and
379/34 of the Indian Penal Code.

The allegation against the petitioner is that he
came with his son to the informant and assaulted him.
When informant's brother and wife came to his rescue,
they were also assaulted and the ornaments of the
informant's wife were snatched by the son of the
petitioner.

Learned counsel for the petitioner submits that
there has been land dispute between both the parties and
there was altercation between both of them. Informant
has stated in his further statement that his brother,
Charittar Sao, had eye disease prior to the occurrence
and he is aged about 75 years. The petitioner has no
criminal antecedent. After investigation chargesheet has
already been submitted and there is no chance of
tampering with the witnesses.

Learned counsel for the informant submits that there is specific allegation of overt act against the petitioner.

Considering the facts and circumstances of this case, the above-named petitioner is directed to be released 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 Judicial Magistrate, Ist class, Nalanda at Biharsharif in Harnaut P. S. Case no. 173 of 2013 after framing of charge with the following conditions :

1. One of the bailors will be the close relative of the petitioner.
2. The petitioner will not indulge in similar or in any other offence.
3. The petitioner will be well represented in the court.
4. In case of absence for two consecutive dates or in violation of the terms of the bail, his bail bond will be liable to be cancelled by the court concerned.

(Amaresh Kumar Lal, J)

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