

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.367 of 2015

Arising Out of PS.Case No. -29 Year- 2013 Thana -KUNDWACHAINPUR District-
EASTCHAMPARAN(MOTIHARI)

=====

Manoj Sah @ Manoj Kumar Son of Kanhaiya Lal Sah @ Kanhai Sah
Resident of Village-Jatwaliya, P.S-Kundwa Chainpur, District-East
Champaran

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Rajesh Kumar Singh, Advocate.

For the Opposite Party/s : Mr. Shakir Ahmad(App)

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR
JHA

ORAL ORDER

2 08-01-2015 Heard both sides.

The petitioner Manoj Sah @ Manoj Kumar seeks bail
in Kundwa Chainpur P.S. Case No. 29 of 2013, registered for the
offences punishable under Sections 341, 323, 379, 307, 504 and
34 of the Indian Penal Code.

The informant Dhanpat Sah made allegation that
Kanhai Sah, Manoj Sah @ Manoj Kumar (the petitioner), Santosh
Sah and Ram Saheli Devi having armed with different weapons
came and began to assault. Nagendra Sah came to rescue, but on
the order of Kanhai Sah, Santosh Sah assaulted him with iron rod.
The petitioner is alleged to have taken out Rs. 5000/- from the
pocket of the brother of the informant.

Learned counsel for the petitioner submits that there is no allegation of assault against the petitioner.

On the other hand learned counsel for the informant vehemently opposed the prayer for bail and submitted that the petitioner and others have forcibly occupied his land.

Be that as it may, there is no allegation of assault against the petitioner he is directed to be enlarged 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, 1st Class, Sikrahana, East Champaran at Motihari in connection with Kundwa Chainpur P.S. Case No. 29 of 2013.

(Prabhat Kumar Jha, J.)

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