

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.36098 of 2015

Arising Out of PS.Case No. -15 Year- 2015 Thana -NTPC District- BHAGALPUR

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Kumod Kumar @ Kumod Mandal S/o Raj Ballabh Mandal Resident of
village - Brahamchari, P.S. Kahalgaon, District - Bhagalpur

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Dhananjay Kumar Pandey

For the Opposite Party/s : Mr. S.Dayal(App)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR
SINGH
ORAL ORDER

02/ 21-08-2015

Heard learned counsels for the petitioner

and the State.

The petitioner is apprehending his arrest in
a case registered for the offences punishable under Sections 448,
323, 307 and 506/34 of the Indian Penal Code.

It is alleged that the accused persons came
variously armed and asked about elder son of the informant
when he was not found then the accused persons tried to take
away younger son of the informant Ashish Kumar. On protest
being made he was assaulted. It is specifically alleged that this
petitioner assaulted with iron rod on the head of the informant
when the elder son of the informant came to rescue he was
assaulted by the accused persons.

It is submitted by learned counsel for the petitioner that there is no accusation of assault to the informant whereas he received lacerated injury of marginal size caused by hard and blunt substance simple in nature and the informant has retracted from the initial version.

A statement has been made in paragraph 3 of the petition that the petitioner has no criminal antecedent.

Considering the aforesaid facts, let the above named petitioner be released on anticipatory bail in the event of his arrest or surrender before the learned court below within a period of twelve weeks from today, on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate, Ist Class, Bhagalpur in connection with N.T.P.C. P.S. Case No. 15 of 2015, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Dinesh Kumar Singh, J)

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