

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No. 52570 of 2015

Arising Out of PS.Case No. -101 Year- 2015 Thana -LAXMIPUR District- JAMUI

Kapil Yadav @ Kapildeo Yadav

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rajesh Kumar Sinha, Adv.

For the Opposite Party/s : Mr. Zainul Abedin (App)

CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL ORDER

2 02-12-2015 Heard learned counsel for the petitioner and learned A.P.P.
for the State.

The petitioner apprehend his arrest in connection with
Laxmipur P.S. Case No. 101 of 2015 registered for offences
punishable under Sections 147,149,379,504,323,435,427 of the
Indian Penal Code.

The prosecution case is that the informant after worship of
Godess Kali, returned back on his house and asked his sister to
give water upon which his sister namely, Raina Devi went to fetch
water from well. Then all accused persons came variously armed
with lathi and Khanti and entered into his house and this petitioner
assaulted his sister by khanti blow on her head due to which she
sustained injury on her head and fell down. Then other accused
persons snatched her golden chain and also set fire on his straws,

which was in the courtyard. It was further stated that on alarm the villagers came and saved them. It has further stated that due to dispute for well the occurrence has taken place.

It has been submitted on behalf of the petitioner that the petitioner has clean antecedent which finds place at paragraph 3 of the petition and no case under Section 307 of the Indian Penal Code is made out against him. It has further been submitted that the injury report specifies the injury to be simple in nature and admittedly there is some land dispute between the parties.

Be that as it may, let the petitioner, namely, Kapil Yadav @ Kapildeo Yadav, in the event of his arrest / surrender within a period of eight weeks from today before the Court below, be enlarged on bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Jamui in connection with Laxmipur P.S. Case No. 101 of 2015 subject to the conditions as laid down under Section 438(2) of the Cr. P.C.

(Nilu Agrawal, J)

Prakash/-

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