

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.10222 of 2015

Arising Out of P. S. Case No. -235 Year- 2014 Thana -KESHARIYA District-
EASTCHAMPARAN(MOTIHARI)

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Lagan Das son of Late Raghu Das, resident of village- Lala Chhapra, P.S.-
Kesariya, District- East Champaran

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Anil Kumar, Adv.

For the Opposite Party/s : Mr. Akbar Ali, APP

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CORAM: HONOURABLE MR. JUSTICE AMARESH KUMAR LAL
ORAL ORDER

3 23-06-2015 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner seeks bail in a case registered for the
offence punishable under Sections 341, 323, 324, 307, 302, 447,
504/34 of IPC.

Allegation against the petitioner is to have assaulted
the informant with farsa causing injury in her leg and assaulted the
deceased on his wrist and instigated co-accused to kill the
deceased. Thereafter, Sukhari Das assaulted the deceased with
Bhala in his chest causing his death.

It is submitted that the petitioner is not the main
assailant. The injury caused to the deceased and the informant by
the petitioner is not on the vital part. The petitioner has no
criminal antecedent. He has been in custody since 9.10.2014.

Learned counsel for the State submits that the deceased has been caused to death at the instigation of the petitioner, who had also participated in the occurrence.

Considering the facts and circumstances, the above named petitioner is directed to be released on bail on furnishing bail bond of Rs.10,000/- (ten thousand only) with two sureties of the like amount each to the satisfaction of Sri D. Kumar, Judicial Magistrate, East Champaran at Motihari/court concerned in Keshariya P. S. Case No. 235 of 2014 **after framing of charge** with following conditions:-

1. The petitioner will not indulge himself in similar or any other offence.
2. One of the bailors must be the close relative of the petitioner.
3. The petitioner will be well represented in the Court on each and every date and in case of absence for two consecutive dates or in case of violation of terms of bail, his bail bond would be liable to be cancelled by the learned Court concerned.

(Amaresh Kumar Lal, J)

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