

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.47590 of 2015

Arising Out of PS.Case No. -176 Year- 2013 Thana -RAJGIR District- NALANDA
(BIHARSHARIFF)

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1. Lalan Rajbanshi Son of Gangu Rajbanshi Resident of Village- Hasanpur
Police Station Rajgir District Nalanda.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Mukesh Kumar

For the Opposite Party/s : Mr. Mukesh Kr.Singh(App)

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR
JHA

ORAL ORDER

3 02-12-2015 Heard both sides.

The petitioner seeks bail in case under Section 302 and
others Sections of the Indian Penal Code.

The prayer for bail of the petitioner was earlier rejected
vide order dated 23.3.2015 passed in Cr. Misc. No. 4202 of 2015.
It is submitted that the petitioner is alleged to have assaulted the
deceased with a piece of brick on his forehead. It cannot be a case
under Section 302 of the Indian Penal Code. The petitioner is in
jail since 12.08.2014. The prayer for bail of the petitioner was
earlier rejected with a direction that the petitioner may renew his
prayer after remaining one year in jail. It appears that due to some
petty dispute a quarrel ensued and the uncle of the informant was
assaulted. The petitioner is said to have assaulted Bindeshwari

Paswan, uncle of the informant, with a piece of brick on his head, on account of which, he died. The petitioner has already been remained in jail for one year and four months.

Considering the facts aforesaid, the petitioner above named 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 learned Chief Judicial Magistrate, Biharsharif, Nalanda in connection with Rajgir P.S. Case No. 176 of 2013.

(Prabhat Kumar Jha, J)

Saif/-Siddharth

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