

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.40945 of 2015

Arising Out of PS.Case No. -123 Year- 2015 Thana -KHAIRA District- JAMUI

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Sukhdeo Yadav S/o -Tulsi Yadav Resident of Village- Neemnawadah,
Police Station -Khaira, District Jamui.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Amrendra Kumar

For the Opposite Party/s : Mr. Anant Kumar (App)

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

2 06-10-2015

Heard both sides.

The petitioner apprehends his arrest in a case under
Section 307 and other sections of the Indian Penal Code.

The informant alleged that the accused persons
assaulted him with lathi, spear and sword. Petitioner Sukhdeo
Yadav is alleged to have assaulted Birju Yadav, the brother of the
informant, with sword. It is submitted that there is a counter-
version being Khaira P.S. Case No. 122/2015. The case of the
petitioner is earlier in point of time. The petitioner is alleged to
have assaulted Birju Yadav with sword but no sharp-cut injury
was found on the head of Birju Yadav. One lacerated wound on
the left temporal region is found and the injury is simple and
superficial.

Considering the facts aforesaid and the fact that

there is a case and counter-case and both sides sustained injuries and the injury sustained on account of the assault made by the petitioner is simple in nature, the above named petitioner, in the event of his arrest or surrender before the learned court below within a period of four weeks from the date of receipt / production of a copy of this order, 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 Sri V.K. Pandey, J.M. 1st Class, Jamui in Khaira P.S. Case No. 123/2015 subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

Dilip/-

(Prabhat Kumar Jha, J)

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