

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.10880 of 2015

Arising Out of PS. Case No. -55 Year- 2013 Thana -DESARI District- VAISHALI (HAJIPUR)

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Ganaur Singh @ Ganaur @ Gaurav son of Dipu Singh @ Dip Narayan
Singh resident of Village- Gajipur, P.S.- Desari, District- Vaishali

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance:

For the Petitioner/s : Mr. Anirudh Kumar Sinha

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

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

3 02-04-2015

Heard both sides.

The petitioner seeks bail in a case under Section 302
and other sections of the Indian Penal Code.

The informant named 11 persons including the
petitioner. It is alleged that Sant Lal Singh assaulted the mother of
the informant with a dagger on her forehead. Thereafter the other
accused persons assaulted the informant.

It is submitted that the mother of the informant died
during the course of treatment. Other accused person, namely,
Akhilesh Singh has already been enlarged on anticipatory bail vide
order passed in Cr. Misc. No. 14373/2014. Co-accused Sant Lal
Singh and Pawan Kumar were granted anticipatory bail by the
learned Sessions Judge vide order passed in ABP No. 589/2014.

A report was called for from the learned Sessions

Judge. The learned Sessions Judge has reported that Sant Lal Singh and Pawan Kumar were granted anticipatory bail on the ground that no specific allegation was made against them and their case stands on the same footing as that of Akhilesh Singh, who was granted anticipatory bail by this Court vide order passed in Cr. Misc. No. 14373/2014.

On perusal of the record, it appears that apparently the case of Sant Lal Singh is on different footing as he is the first assailant of the deceased and he assaulted the deceased with a dagger on her forehead. There is omnibus and general allegation of assault against the petitioner and his case stands on the same footing as that of Akhilesh Singh.

Considering the facts aforesaid, the above named petitioner 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 the learned Chief Judicial Magistrate, Vaishali in Desari P.S. Case No. 55/13, corresponding to G.R. No. 1187/13.

(Prabhat Kumar Jha, J)

Dilip/-

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