

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.9415 of 2016

Arising Out of PS.Case No. -673 Year- 2015 Thana -DANAPUR District- PATNA

1. Sanjay Sharma son of Late Ram Prasad Sharma resident of Mohalla Banskothi, Gate No.97, Tenant in the house of Sri Mrityunjay Mahto, P.S. Digha, District- Patna.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Manoj Kumar Sinha

For the Opposite Party/s : Mr. Suman Kumari Singh (App)

CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL ORDER

2 29-02-2016 Heard learned counsel for the petitioner and learned A.P.P. for the State.

The petitioner is in custody since 01.12.2015 in connection with Danapur P.S.Case No. 673/2015 registered for offences punishable under sections 341,324,307 and 504 of the Indian Penal Code.

The prosecution case is that on 01.12.2015 the informant and his brother-in-law namely, Vishwakarma Sharma came near bus stop at Danapur after seeing off his sister in law in train where they met Sanjay Sharma. Thereafter, they all three persons started towards Patna by tempo. During journey, Sanjay Sharma abused the informant and took out a small knife from his pocket and put it on his neck due to which he sustained injury. Due to bleeding they left the tempo and Sanjay Sharma started

fleeing away but he was caught by the local people. The informant was brought to Sadar Hospital at Danapur where after first aid he has been referred to P.M.C.H., Patna.

It has been submitted by the learned counsel for the petitioner that the petitioner is innocent and has committed no offence and neither he has any criminal history. It has been further submitted that the informant was referred to P.M.C.H. but he did not go to the P.M.C.H., Patna but instead by taking medicine, he has recovered. As such, it has been stated by the learned counsel for the petitioner that the injury is not grievous. It has further been submitted that the petitioner is a relative of the informant and due to minor quarrel, the petitioner has been implicated.

However, learned A.P.P. for the State opposes the prayer for bail as the petitioner is named in the F.I.R.

Be that as it may, let the petitioner, Sanjay Sharma is directed to be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate, Danapur, Patna in connection with Danapur P.S. Case No. 673/2015.

(Nilu Agrawal, J)

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