

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.16831 of 2016**

Arising Out of PS.Case No. -74 Year- 2015 Thana -HATHAURI District- SAMASTIPUR

=====

Vijay Mandal Son of Sri Narsingh Mandal, Resident of Village - Kharsan,  
P.S. - Hathauri, District - Samastipur.

.... .... Petitioner/s

Versus

The State of Bihar

.... .... Opposite Party/s

=====

**CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH**  
**ORAL ORDER**

3      25-05-2016

Heard learned counsel for the petitioner and the State.

The petitioner seeks bail in a case instituted under  
Sections 304/34 of the Indian Penal Code.

Allegation against the petitioner is that he assaulted by  
his elbow upon the chest of the husband of the informant and as a  
result of which he died subsequently.

It has been submitted on behalf of the petitioner that he  
has got no criminal antecedent. He is in custody since 7.1.2016.  
Chargesheet has been submitted in the case. As per allegation,  
petitioner assaulted by means of elbow on the chest of the  
deceased. After investigation police has submitted Chargesheet  
for the offence under Section 304 of the Indian Penal Code. The  
alleged occurrence had taken place due to a petty reason within the  
family members.

On behalf of the State, it is submitted that petitioner is  
named in the F.I.R.

Considering the aforesaid facts and circumstances, let the  
above named petitioner 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 learned Judicial Magistrate, Ist Class, Samastipur, in connection with Hathauri P.S. Case no. 74 of 2015.

**(Sudhir Singh, J)**

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