

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.28054 of 2016

Arising Out of PS.Case No. -385 Year- 2014 Thana -DALSINGHSARAI District- SAMASTIPUR

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Md. Naushad S/o Md. Nurain Resident of village - Maulbichak, Nawada,
P.S. Dalsinghsarai, District - Samastipur

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Dharmesh Kumar

For the Opposite Party/s : Mr. Aditya Narayan Singh No-1(App)

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CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA

ORAL ORDER

2 15-07-2016

Heard learned counsel for the petitioner and learned
counsel for the State.

Petitioner is accused in connection with
Dalsinghsarai P.S. Case No. 385 of 2014 registered under Sections
320/120B of the I.P.C.

The accusation is that on 11.08.2014 at about 1:00
pm. Md. Meraj was accompanied by the petitioner and one Md.
Mokhtar. When Md. Jalal, brother of the informant, was returning
at about 4:00 pm. at his house and reached at Langra Chowk, on
the way, the dispute started between Md. Jalal and Md. Meraj. In
that course, Md. Meraj took the spade from the labourers who,
were doing the work of construction of the house and caused
injury at the head of Md. Jalal, on account of which he fell down

and dead.

Learned counsel appearing on behalf of the petitioner submits that it would appear from the F.I.R. that there is specific allegation against Md. Meraj who caused injury through spade to the brother of the informant, who died. The petitioner and Md. Mukhtar are said to be present there. Further it is submitted that petitioner has no criminal antecedent and is in custody since 14.03.2016.

Having considered the facts and circumstances of the case, let the above named petitioner be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of A.C.J.M., Dalsinghsarai, Samastipur in connection with Dalsinghsarai P.S. Case No.385 of 2014. Out of two sureties, one surety must be parents or close relatives of the petitioner.

(Rajendra Kumar Mishra, J)

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