

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.20511 of 2016

Arising Out of PS.Case No. -41 Year- 2016 Thana -UCHAKAGAON District- GOPALGANJ

- =====
1. Bullet Kumar @ Bullet @ Bullet son of Satyanaraian Bhagat @ Satyanarayan Singh
 2. Basanti Devi, wife of Dinesh Singh.
 3. Krishna Bahagat @ Krishna Singh, son of Doma Bhagat.
- All three of village- Luhasi Tola Police Staion- Uchkagaon, District- Gopalganj.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Raghav Prasad

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

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH

ORAL ORDER

02/ 12-05-2016

Heard learned counsels for the petitioners,

State and the informant.

The petitioners are apprehending their arrest in a case registered for the offences punishable under Sections 341, 323, 324, 307 and 504/34 of the Indian Penal Code.

The prosecution case is that in the background of dispute with regard to the blockade of the passage petitioner no. 3 Krishna Bhagat inflicted Farsa blow on the head of the informant as a result she received cut injury on the head. When the informant raised alarm her son came to rescue then the

accused persons assaulted him and her grand son.

It is submitted by learned counsel for the petitioners that the petitioners are agnates of the informant and specific accusation of assault is only against petitioner no. 3. The injury report of the informant suggests that the informant has received lacerated wound on the scalp and left side of the face, but both the injuries have been found to be simple in nature caused by hard and blunt substance. There is a counter version of the occurrence and petitioners' side have also received injuries. A statement has been made in paragraph 3 of the petition that the petitioner have no criminal antecedent.

It is submitted by learned counsel for the petitioners that there is specific accusation against petitioner no. 3 to have made assault with Farsa to the informant.

Considering the genesis of the occurrence and the accusation being not corroborated with the medical opinion, let the above named petitioners be released on anticipatory bail, in the event of arrest or surrender before the learned court below within a period of twelve weeks from today, on furnishing bail bonds of Rs.10,000/- (Ten thousand) each with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate-IX, Gopalganj

in connection with Uchkagaon P.S. Case No. 41 of 2016, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Dinesh Kumar Singh, J)

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