

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.17589 of 2016

Arising out of PS.Case No. -226 Year- 2012 Thana -SARAI District- VAISHALI(HAJIPUR)

Tilak Manjhi, S/o Late Pradeep Manjhi, resident of Paura Madan Singh Tola Jagodih, P.S. Sarai, District - Vaishali.

.... Petitioner

Versus

The State of Bihar.

.... Opposite Party

Appearance :

For the Petitioner : Mr. Dharmendra Kumar Paswan,
Advocate.

For the Opposite Party : Mr. Gajendra Pd.Yadav(App)

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 24-05-2016 Heard learned counsel for the petitioner and learned
counsel for the State..

The petitioner is languishing in custody since 05.06.2015
in connection with Sarai P.S. Case No. 226 of 2012 for the
offences instituted under Sections 341, 323 and 302/34 of the IPC.

The prosecution story, in brief, is that the petitioner
alongwith his wife Naga Devi brutally assaulted the father of the
informant with *danda* of Bamboo and *Fatta* and due to which
injury was caused on head, back and body and on 13.12.2012 the
blood started oozing from the nose and mouth of the informant's
father Kishun Manjhi and in the night at 2.00 A.M. his father has
died. The informant has claimed that due to assault by the

petitioner and co-accused Naga Devi death of his father was occurred.

It has been submitted on behalf of the petitioner that the petitioner has got no criminal antecedent. The petitioner is in custody since 05.06.2015 and the charge sheet has been submitted in the present case. The occurrence has taken place due to a petty reason which led to institution of the present case. General and omnibus allegation has been made against the petitioner. There is no allegation of tempering of evidence against the petitioner.

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

Considering the aforesaid facts and circumstances, let the petitioner above named, 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 the learned C.J.M., Vaishali at Hajipur in connection with Sarai P.S. Case No. 226 of 2012.

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(Sudhir Singh, J)