

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.1727 of 2016

Arising Out of PS.Case No. -45 Year- 2014 Thana -NAVHATTA District- SASARAM (ROHTAS)

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1. Raju Sah S/o Binod Shah, Resident of Lohra Nauhatta, P.S. Nauhatta,
District- Rohtas

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ashutosh Tripathy

For the Opposite Party/s : Mr. Ajay Kumar No.1(App)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 13-01-2016 Heard learned counsels for the petitioner and the State.

The petitioner is apprehending arrest in a case registered
for the offences punishable under Sections 147, 148, 149, 341,
323, 354, 504, 326 and 307 of the Indian Penal Code.

The prosecution case is that the informant was working
in the field along with his son namely, Naradmuni Sah, in the
meantime nine accused persons including the petitioner came
surrounded the informant and started abusing him. It is alleged
that the accused persons assaulted the informant with axe, as a
result he fell down on the ground when Sangeeta Devi came to
rescue then accused persons tried to throttle her.

It is submitted by learned counsel for the petitioner that
the accusation is omnibus and general and the injury report was

also not produced before the learned court below. There is counter version of the occurrence also wherein petitioner's side has also received injuries. A statement has been made in paragraph 3 of the petition that the petitioner has no criminal antecedent. Moreover, similarly situated accused persons have been granted anticipatory bail by a co-ordinate Bench of this Court vide Criminal Miscellaneous No.28546/2015.

Considering the aforesaid facts, let the above named petitioner be released on anticipatory bail, in the event of arrest or surrender before the learned Court below within a period of 12 weeks from today, on furnishing bail bond of ₹10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Judicial Magistrate, 1st Class, Dehri, Rohtas in connection with Nauhatta P.S. Case No.45/2014, subject to the conditions as laid down under Section 438(2) Cr.P.C.

(Dinesh Kumar Singh, J)

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