

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.15589 of 2016

Arising Out of PS.Case No. -90 Year- 2015 Thana -BALIGAON District- VAISHALI(HAJIPUR)

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1. MD. MUDDIN @ MUDDIN son of Bipat Miya, Resident of Village-
Akhtiyarpur Digha, P.S.- Baligaon, Dist- Vaishali.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sabal Kumar Jha
For the Opposite Party/s Mr. Rita Verma (App)

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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

02/ 19.04.2016 Heard learned counsel for the petitioner as well as learned
Addl. Public Prosecutor for the State.

Petitioner seeks bail in a case registered under section 307
and other allied sections of the Indian Penal Code.

Petitioner and six others are named in the first information
report on the accusation that they assaulted the informant and his other
family members by means of lathi, danta and sword.

It appears that, altogether, eight persons sustained injuries in
the alleged occurrence but all the injured sustained simple injury. The
Addl. Sessions Judge IV, Vaishali at Hajipur rejected the prayer for
bail of the petitioner on the ground that informant sustained two
injuries on his head, though the aforesaid injuries were found simple
in nature.

Considering the aforesaid facts and circumstances as well as
submissions of the parties, let the petitioner be released on bail on

furnishing bail bonds of Rs 10,000/- with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Vaishali at Hajipur in Baligaon P.S. Case no. 90/2015.

Before parting with the order, I would like to warn Addl. Sessions Judge IV, Vaishali at Hajipur to be more cautious and vigilant while disposing of bail petitions because it is not expected from the officer of rank of Addl. Sessions Judge to pass such type of order on bail petition.

Let this order be communicated to the concerned court.

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(Hemant Kumar Srivastava,J)

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