

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.23060 of 2016

Arising Out of PS.Case No. -30 Year- 2016 Thana -BANIAPUR District- SARAN

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1. Ajay Kumar Rai @ Mantu Rai Son of Shri Triloki Rai Resident of village
- Kamta Tola Rauja, Police Station Baniapur, District - Saran (Chapra)

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Brij Kishor Mishra, Advocate

For the Opposite Party/s : Mr. Anand Kishore Choudhary (App)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 23-05-2016

Heard learned counsel for the petitioner and the
State.

The petitioner is apprehending his arrest in a
case registered for the offences punishable under Sections
341, 323, 504, 324, 307/34 of the Indian Penal Code.

The prosecution case is that on protest being
made for erecting wall on the land of the informant, four
First Information Report named accused persons
including the petitioner assaulted the brother of the
informant. When the informant went to rescue, then he
was also assaulted by the accused persons.

It is submitted by the learned counsel for the
petitioner that except one injury on the forearm of the
brother of the informant, other injuries of the informant and
his brother have been found to be simple in nature. There is

counter version of the occurrence. The petitioner's side have also received injuries. Accusation of assault is omnibus. Statement has been made in para-3 of the petition that petitioner has no criminal antecedent.

Considering the genesis of the occurrence, let the above named petitioner be released on bail in the event of his 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) with two sureties of the like amount each to the satisfaction of learned J.M., Ist Class, Saran in connection with Baniapur P.S. Case No. 30 of 2016, subject to conditions as laid down under Section 438(2) of the Cr.P.C.

(Dinesh Kumar Singh, J)

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