

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.8835 of 2017

Arising Out of PS.Case No. -34 Year- 2015 Thana -PIPRASI District-
WESTCHAMPARAN(BETTIAH)

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Mohan Bin son of Late Soral Bin @ Salik Bin @ Saral Bin resident of
village - Kailash Nagar (Kalash Nagar), Ward No. - 4, P.S. - Bagaha
(Pathkhauli), District - West Champaran.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Vijay Kr Singh No. 1, Adv.

For the Opposite Party/s : Mr. Ajay Kumar -2, APP 71

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CORAM: HONOURABLE MR. JUSTICE SHIVAJI PANDEY
ORAL ORDER

3 12-04-2017 Heard learned counsel for the petitioner and counsel
for the State.

In this case, the petitioner is seeking bail in connection
with S. Tr. No. 91 of 2016 arising out of Piprasi P.S. Case No. 34
of 2015 for offence under Sections 147, 148, 149, 323, 324, 307
and 302 of the Indian Penal Code.

In the present case the dispute is with respect to
cultivating the land. The present petitioner along with other co-
accused persons have raided and started to assault the victim who
died at the spot.

Learned counsel for the petitioner submits that against
the present petitioner, there is only one allegation that he was



holding Lathi and the specific allegation is against co-accused Tufani Bin to have caused injury on the head of the victim who ultimately died.

Earlier the petitioner had moved before this Court with a prayer for bail in Cr. Misc. No. 7652 of 2016 and, this Court, vide order dated 19.4.2016, rejected the bail of the petitioner with a liberty to renew his prayer for bail after one year of his judicial custody. There is no specific allegation against the petitioner to have caused injury to the victim.

Looking to the facts and circumstances of the case, let the petitioner, namely, Mohan Bin, 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 learned 1st Additional Sessions Judge, Bagaha, West Champaran in connection with S. Tr. No. 91 of 2016 arising out of Piprasi P.S. Case No. 34 of 2015.

(Shivaji Pandey, J)

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