

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Appeal (SJ) No.279 of 2017

Arising Out of PS.Case No. -175 Year- 2016 Thana -MUFFASIL District- AURANGABAD

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Sipu Singh, S/o Maheshwar Singh @ Madheshwar Prasad, resident of
 Village- Raypura, P.S.- Aurangabad (Muffasil), District- Aurangabad.

.... Appellant/s

Versus

The State of Bihar.

.... Respondent/s

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Appearance :

For the Appellant/s : Mr. Bhaskar Shankar -Advocate

For the Respondent/s : Mr. Sri Sadanand Paswan-S.P.P.

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CORAM: HONOURABLE MR. JUSTICE ADITYA KUMAR TRIVEDI
ORAL ORDER

03 22-02-2017

Heard learned counsel for the appellant as well as

learned Special Public Prosecutor.

Appellant having been refused to be enlarged on regular bail vide order dated 17.12.2016 by the 1st Additional Sessions Judge, Aurangabad relating to Aurangabad Mufassil P. S. Case No. 175 of 2016, has preferred instant appeal.

For an occurrence allegedly committed on 31.10.2016, written report was filed on 03.11.2016 wherein there happens to be allegation against the appellant and others in omnibus manner that after abusing by caste name, they assaulted with spear, garasa, sword and then, snatched away golden chain. During course thereof, informant's wife Anju Devi was also assaulted. Appellant happens to be under custody since



22.11.2016.

Delay is found unexplained apart from the fact that from the order impugned, it is evident that no injury report is available on the case diary relating to the informant as well as his wife.

Consequent thereupon, setting aside the order impugned, appellant, **Sipu Singh** is directed to 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 1st Additional Sessions Judge, Aurangabad in connection with Aurangabad (Mufassil) P. S. Case No.175 of 2016. Accordingly, appeal is allowed.

(Aditya Kumar Trivedi, J)

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