

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.38282 of 2017

Arising Out of PS.Case No. -9 Year- 2017 Thana -AMBA District- AURANGABAD

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Ajeet Prajapati, Son of Krishna Prajapati, R/o Village- Narhar Amba Tola
Kumhar Bigha, P.S.- Amba, District- Aurahabad. Petitioner.

Versus

The State of Bihar Opposite Party.

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Appearance :

For the Petitioner/s : Mr. Sunil Kumar Dubey

For the Opposite Party/s : Mr. Ganesh Prasad Singh

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**CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL**

ORAL ORDER

02 16-08-2017 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in Amba P.S. Case No. 9 of
2017 registered under Sections 147, 148, 149, 341, 323, 307, 302,
504 and 506 of the Indian Penal Code.

As per the prosecution case, the petitioner along
with other accused persons are said to have assaulted the
informant and his brother. One of the co-accused Krishna
Prajapati assaulted his brother by means of lathi which proved
fatal.

It is submitted by learned counsel for the petitioner
that the petitioner does not happens to be the assailant of the
brother of the informant rather the assailant was one co-accused
Krishna Prajapati. The allegation of assaulting the informant and



his brother by means of lathi is not specific rather omnibus. There is case and counter case between the parties. Similarly situated co-accused persons have been granted bail by this Court in Cr. Misc. Nos.38071 of 2017 and 37907 of 2017 both vide order dated 10.08.2017. The petitioner has been languishing in custody since 04.07.2017.

Considering the facts aforesaid, the above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Aurangabad in connection with Amba P.S. Case No.09 of 2017.

(Prakash Chandra Jaiswal, J)

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