

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.33772 of 2017

Arising Out of PS.Case No. -139 Year- 2016 Thana -BAUSI District- PURNIA

=====

1. Md. Abdul Son of Md. Rakib R/o Village- Jabar, P.S. Baisi, District-
Purnea.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Dr. Bidhu Ranjan

For the Opposite Party/s : Mr. Harendra Prasad

=====

CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL ORDER

4 18-09-2017 Heard learned counsel for the petitioner and learned
APP for the State.

Petitioner seeks bail in connection with Baisi P.S. Case
No. 139 of 2016 for offences punishable under Section 307 and
other allied Sections of the Indian Penal Code.

The prosecution case, as lodged by the informant, is
that while her husband was coming home four persons assaulted
him. Allegation upon the petitioner is that he assaulted the
husband of the informant by means of farsa on the head.

It has been submitted by the learned counsel for the
petitioner that he is innocent, the matter relates to civil dispute
between the parties and for the same occurrence earlier the



informant's side resorted to assault, for which Baisi P.S. Case No. 135/2016 was lodged on 28.08.2016. He submits that the present case for the same occurrence has been lodged after five days and the informant's husband was treated in the hospital and discharged after five days and injury is said to be caused by hard, blunt substance. He further submits that charge-sheet has already been submitted and there is no allegation of tampering of the prosecution witnesses by the petitioner.

However, learned APP for the State opposes the prayer for bail.

Considering the facts and circumstances and the materials on record, let petitioner, above named, be enlarged 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 Addl. Chief Judicial Magistrate, Purnea, in connection with Baisi P.S. Case No. 139 of 2016, subject to the condition that both the bailors would be close relatives of the petitioner.

(Nilu Agrawal, J)

Rajesh/-

U		T	
---	--	---	--

