

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.6072 of 2018

Arising Out of PS. Case No.-38 Year-2017 Thana- SURSAND District- Sitamarhi

Rakesh Mandal, Son of Ramdeo Mandal, R/o Village- Miadan, P.S.- Sursand,
District- Sitamarhi.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ashok Kumar Jha
For the Opposite Party/s : Mr. Asharaf Ansari

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER

3 27-02-2018 Heard learned counsel for the petitioner and the counsel
appearing on behalf of the State.

Petitioner is apprehending arrest in connection with
Sursand P.S. Case No. 38 of 2017 for an offence under sections
341, 323, 324, 307, 354, 504/34 of the Indian Penal Code.

Vide order dated 02.02.2018 case diary was called for.

Learned A.P.P. on the basis of case diary submits that the
injury on the informant was found to be simple.

Learned counsel for the petitioner submits that the
petitioner and the informant are close relative and 144
proceeding was initiated and yet the informant side has violated
the restrained order.

Learned counsel for the petitioner submits that considering
the land dispute and the fact that the petitioner and the



informant are close relatives and the nature of injury was found to be simple, the petitioner deserves bail. Considering the nature of injury and the fact that 144 proceeding was initiated and there is land dispute and notwithstanding restrained order the informant side entered that land which led scuffle between the parties and in that circumstance the informant side sustained injury, let the petitioner, named above, be released on bail in the event of arrest/surrender before the court below within a period of one month from the date of receipt/production of a copy of this order on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of like amount each to the satisfaction of learned S.D.J.M., Pupri at Sitamarhi in connection with Sursand P.S. Case No. 38 of 2017 subject to the condition as laid down under section 438(2) of the Cr.P.C.

(Anil Kumar Upadhyay, J)

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