

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.17020 of 2018

Arising Out of PS.Case No. -118 Year- 2017 Thana -UCHAKAGAON District- GOPALGANJ

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Ajay Sah Son of Dhurendra Sah Resident of Village - Shyampur, P.S.
Uchkagaon, District – Gopalganj Petitioner

Versus

The State of Bihar Opposite Party

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Appearance :

For the Petitioner : Mr. Javed Aslam, Advocate

For the Opposite Party : Mr. Umeshnand Pandit, APP

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CORAM: HONOURABLE MR. JUSTICE MADHURESH PRASAD
ORAL ORDER

3 04-05-2018 Heard learned counsel for the petitioner and learned APP
for the State.

Petitioner is an accused in a case registered for offence
under section 147, 148, 149 and 302 of the IPC.

Learned counsel for the petitioner submits that the
petitioner has falsely been implicated in this case due to
subsisting land dispute between the petitioner and the informant
side and prior to the lodging of this case, petitioner is not
accused in other case. He submits that before lodging of the
instant case, petitioner's mother had lodged Uchkagaon Police
Station Case No. 112/2017 against the deceased. Occurrence
took place on 29.6.2017, whereas death of informant's father
occurred on 30.6.2017 and the FIR has been lodged on 2.7.2017.
It is submitted that the injury mentioned in the post mortem
report has also not supported the manner of assault alleged in the



FIR. Petitioner is in custody in connection with this case since 2.1.2018.

Considering the aforesaid submissions, prayer for bail of the petitioner is allowed. Let the petitioner, mentioned above, be released on bail on furnishing bail bond of Rs.10,000/- with two sureties of the like amount each to the satisfaction of the Additional Chief Judicial Magistrate IX, Gopalganj in Uchkagaon Police Station Case No. 118 of 2017 on the following condition:-

One of the bailors will be a close relative of the petitioner who will give an affidavit giving genealogy as to how he is related with the petitioner. The bailor will also undertake to inform the Court if there is any change in the address of the petitioner and

The Petitioner will be well represented on each date and if he fails to do so on two consecutive dates, his bail will be liable to be cancelled.

(Madhuresh Prasad, J)

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