

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.63557 of 2018

Arising Out of PS. Case No.-19 Year-2018 Thana- BASOPATTI District- Madhubani

Sukhba Mandal @ Sukhay Mandal @ Sukhi Mandal Son of late Panchu
Mandal Resident of Village- Arghawa, P.S. Basopatti, District- Madhubani.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr. Subhash Kumar Jha

For the Opposite Party/s : Mr. Anant Kumar

CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 22-11-2018 Petitioner prays for bail in connection with Basopatti
P.S.Case No. 19 of 2018 registered for the offences punishable
under Sections 452, 341, 323, 324, 307, 427, 504 and 34 of the
Indian Penal Code.

Allegation as per FIR is that petitioner along with
other accused persons entered inside the house of the informant
and further allegation is that petitioner assaulted the informant
by axe, causing injury and allegation of assault is against other
co-accused persons.

Submission of learned counsel for the petitioner is
that re-statement of informant in paragraph 6 of the case diary
disclosed that allegation of assault is also against one Dukhawa
Mandal by axe and furthermore there is case and counter case
between the parties and said Dukhawa Mandal has already been



granted bail by a co-ordinate Bench of this Court vide order dated 4.6.2018 passed in Cr.Misc.No. 23231 of 2018 and petitioner is in custody for about three months.

Heard learned APP and learned counsel for the informant, who has opposed the prayer for bail on the ground that injury is grievous in nature.

Having heard both sides and in the facts and circumstances, as stated above, and also considering the fact that co-accused has already been granted bail, let the petitioner, above named, be released on bail on furnishing bail bond of Rs.25,000/- (Rupees twenty five thousand) with two sureties of the like amount each to the satisfaction of the Additional Chief Judicial Magistrate-V, Madhubani, in connection with Basopatti P.S.Case No. 19 of 2018, corresponding to C.R.I. Case No. 123 of 2018, subject to the condition that one of the bailors shall be a local person having sufficient immovable properties within the jurisdiction of the court concerned.

(Vinod Kumar Sinha, J)

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