

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.37361 of 2018

Arising Out of PS.Case No. -34 Year- 2018 Thana -AMDABAD District- KATI HAR

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1. Md. Manir @ Md. Maniruddin S/o Md. Rashid
2. Sagir, S/o Md. Rafique. Both resident of Village- Balua, P.S. Amdabad,
District- Katihar.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Dr.S.Shekhar Kishore

For the Opposite Party/s : Mr.S.K.Singh, Sr.Advocate.

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CORAM: HONOURABLE MR. JUSTICE SANJAY KUMAR
ORAL ORDER

4 19-07-2018

Heard.

The petitioners seek bail in Amdabad P.S.Case No.34 of 2018
instituted for the offence under Section 341, 323, 324, 325, 307, 504/34 of
the Indian Penal Code.

Allegation as per the F.I.R. is that the petitioner no.1 assaulted the
uncle of the informant with sword causing injury on his head and petitioner
no.2 assaulted him with rod causing injuries on his legs.

It has been submitted that the informant and the petitioners are
agnates and both are at inimical term due to prevailing land dispute. A
counter case has also been lodged from the side of the petitioners. The
petitioners have clean antecedent and, as such, they deserve bail.

Learned A.P.P. opposed the submissions on the ground that there
is specific allegation of assault against the petitioners.

It appears that these petitioners assaulted the informant and his
uncle by sword and iron rod on their vital parts. and his uncle sustained
grievous injuries on their person and out of them the uncle of deceased died
in course of treatment.



Considering the facts and circumstances of the case, stated above,
I am not inclined to grant bail to the petitioners. The prayer for bail of the
petitioners is rejected.

However, the trial court is directed to expedite the trial.

(Sanjay Kumar, J)

AnilKrSinha/-

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