

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.30246 of 2018

Arising Out of PS. Case No.-72 Year-2016 Thana- BENIPATTI District- Madhubani

Md. Saddam, Son of Attaur Rahman, Resident of Village- Ganguli, P.S.-
Benipatti, District- Madhubani.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Gagan Deo Yadav
For the Opposite Party/s : Mr. Sri Ajay Kumar -2

CORAM: HONOURABLE MR. JUSTICE S. KUMAR
ORAL ORDER

4 13-08-2018 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner, who is in custody, seeks bail in
connection with Benipatti P.S. Case No. 72 of 2016 registered
for the offence punishable under Sections 147, 148, 149, 341,
323, 325, 427, 302 of the Indian Penal Code.

Informant is the widow of victim, who in her
fardbeyan has stated that on account of some dispute of
Buffalo causing damage to the paddy crop of petitioners,
buffalo was tied by informant, when petitioners came to
release said Buffalo, some altercation took place between them
and there is specific allegation against Md. Ataur Rahman
causing assault by hard blunt substance on the head of



husband of the informant resulting in his death. There is allegation against the petitioner of causing assault to the husband of the informant subsequently when he fell down. As per post-mortem report there is only one injury on head resulting in death of husband of informant.

It has been submitted that there is no specific allegation of assault against petitioner on any vital part of the body and he has no criminal antecedent and is in custody since 15.11.2017.

Considering the aforesaid facts and circumstances of the case, let the petitioner named above be released on bail upon furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned A.C.J.M., Benipatti, Madhubani, in connection with Benipatti P.S. Case No. 72 of 2016.

(S. Kumar, J)

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