

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.56114 of 2018

Arising Out of PS.Case No. -29 Year- 2018 Thana -CHAPRA MUFFASIL District- SARAN

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1. Birendra Rai S/o Lallan Rai, resident of Village- Magaidih,
Mishrawaliya, P.S.- Mofussil, District- Saran, Bihar.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Yashraj Bardhan

For the Opposite Party/s : Mr. Sri Dashrath Mehta

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 10-10-2018 Heard learned counsel for the petitioner and learned APP for
the State.

The petitioner is apprehending his arrest in a case registered
under Sections 341, 323, 324, 307, 379, 504/34 of the Indian Penal
Code.

The prosecution case, in brief, is that on demand of money
for egg, an altercation took place. It is alleged that the accused
persons having armed with Farsa, Lathi and Danda and assaulted
the informant and his family members.

It has been submitted on behalf of the petitioner that the
petitioner has got no criminal antecedent. There is no allegation of
tampering of witnesses alleged against the petitioner. The
petitioner has been falsely implicated in the present case. There is



case and counter case between the parties. Both sides are said to have sustained injuries. The injury is said to be simple in nature. No offence u/S 307 of the Indian Penal Code is made out. Rest of the offences are triable by Magistrate.

On behalf of the State, it is submitted that the petitioner is named in the Complaint Case/F.I.R.

Considering the aforesaid facts and circumstances, let the petitioner, above named, in the event of arrest/surrender before the learned court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Chapra in connection with Chapra Muffasil P.S. Case No. 29 of 2018, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

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