

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.57691 of 2017

Arising Out of PS.Case No. -7 Year- 2017 Thana -HUSAINGANJ District- SIWAN

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Sagir Mian S/o Late Jahir Mian, R/o Navada Tola, P.S.- Hussainganj (M.H. Nagar), District- Siwan.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Ramakant Sharma, Sr.Adv.

: Mr.Prashant Kumar, Adv.

For the Opposite Party/s : Mr. Shyam Kumar Singh, APP.

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

3 10-01-2018 Heard learned counsel for the petitioner and

learned APP for the State.

Petitioner seeks bail in a case registered for the

offences punishable under Sections 147,148,149,302 and 380 of

the Indian Penal Code.

For trivial dispute, an occurrence of assault took

place wherein the petitioner allegedly assaulted with lathi causing

injury to the father of the informant, as a result whereof, he died.

Submission of the learned senior counsel for the

petitioner is that there is no allegation of repetition of blow. The

petitioner has stated on oath that he has got no criminal antecedent

and he is in custody since 11.09.2017. Though in the FIR,

informant claims to be an eye witness of the occurrence. However,



his further statement before the police would reveal that at the time of occurrence, he was at some different place. Furthermore, there is no other eye witness of the occurrence.

Considering the entire facts, let the petitioner, above named, on completion of six months of custody, be released on bail on furnishing bail bond of Rs.20,000/- (Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Court below where the case is pending in connection with Hussainganj (M.H.Nagar) Police Station Case No.07 of 2017, subject to the condition that the petitioner shall fully cooperate with the investigation and trial of the case, failing which the court below shall be at liberty to cancel the bail bond of the petitioner.

(Birendra Kumar, J)

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