

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.70836 of 2018

Arising Out of PS. Case No.-183 Year-2018 Thana- CHHAURADANO District- East
Champaran

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1. Mani Bhushan Sharma, Son of Jawahar Lal Sharma,
 2. Jawahar Lal Sharma, Son of Late Rekha Sharma, Both residents
of Village- Janta Chauk Bhelwa, P.S.- Chhauradano, District-
East Champaran.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Umesh Chandra Verma

For the Opposite Party/s : Mr. Smt. Pushpa Sinha

CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 18-12-2018 Heard learned counsel for the petitioners and learned
APP for the State.

The petitioners are apprehending their arrest in a case
registered for the offences punishable under Sections 341, 323,
325, 307 and 379/34 of the Indian Penal Code.

It is alleged that on the order of petitioner no.2,
Jawahar Lal Sharma, petitioner no. 1, Mani Bhushan Sharma
assaulted the informant with 'Rukhani'. When the son of the
informant, Shashi Kumar Sharma, came to rescue him, then he
was assaulted by petitioner no.2, Jawahar Lal Sharma with



Basula (Carpenter's equipment) and when the lady members, Prabhawati Devi and Shila Devi came to rescue, then the accused persons dragged them by their legs and and snatched a gold chain worth Rs.30,000/-.

It is submitted by learned counsel for the petitioners that no injury was caused to the informant. However, one injury of the son of the informant has been found to be grievous.

Considering the fact that petitioner no.2, Jawahar Lal Sharma assaulted the son of the informant with Basula and the said injury has been found grievous, this Court is not inclined to grant anticipatory bail to petitioner no. 2.

Let the learned Court below consider the prayer for regular bail of petitioner no. 2, Jawahar Lal Sharma.

Considering the fact that petitioner no. 1, Mani Bhushan Sharma alleged to have assaulted the informant with rukhani but it appears that no injury has been caused to the informant, let the above named petitioner no. 1 be released on anticipatory bail in the event of arrest or surrender before the learned Court below within a period of twelve weeks from today, on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Sub-divisional Judicial Magistrate, Raxaul, East



Champaran at Motihari in connection with Chhauradano P.S.
Case No. 183 of 2018, subject to the conditions as laid down
under Section 438(2) of the Cr.P.C.

(Dinesh Kumar Singh, J)

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