

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.9231 of 2019

Arising Out of PS. Case No.-117 Year-2018 Thana- KALUAHI District- Madhubani

Md. Akhtar Sah @ Md. Akhtar @ Md. Akhtar Shah Son of Late Hamid Shah
Resident of Village- keota Fakir tole P.S.-Kaluahi, Dist. Madhubani

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sanjay Kumar
For the Opposite Party/s : Mr.Pronoti Singh

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

5 30-04-2019 Heard learned counsel for the petitioner, learned APP
for the State and learned counsel for the informant.

The petitioner seeks bail in a case registered under
Sections 302/34 of the Indian Penal Code.

Allegation is that the accused persons assaulted the
mother of the informant by brick bat. Petitioner assaulted her by
brick on her mouth. Accused Rizwan Sah and Irfan Sah threw
brick, which hit on her chest, due to which she became
unconscious and died.

It has been submitted on behalf of the petitioner that
the petitioner is in custody since 11.07.2018 and has got no
criminal antecedent. Charge sheet has been submitted in this
case. There is no allegation of tampering of witnesses alleged
against the petitioner. The petitioner is alleged to have caused



injury on the mouth of the deceased in course of brick batting.
As per postmortem report, the deceased is said to have died due to injury caused on her chest. The allegation of causing injury on the chest is against co-accused Irfan Sah and Rijwan Sah.

On behalf of the State and learned counsel for the informant, it is submitted that the petitioner is named in the F.I.R.

Considering the aforesaid facts and circumstances, let the petitioner, above named, be released on bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of Sri Ram Dubey, J.M. 1st class, Madhubani in connection with Kaluahi P.S. case No.117 of 2018.

(Sudhir Singh, J)

Narendra/-

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