

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.16414 of 2019**

Arising Out of PS. Case No.-255 Year-2018 Thana- BATHNAHA District- Sitamarhi

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RAM SHRESTH THAKUR Son of Paltu Thakur, Resident of Village-
Malikana, Brahmpuri, P.S.- Bathnaha, District- Sitamarhi.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Birendra Kumar
For the Opposite Party/s : Mr.Atul Chandra

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 29-04-2019 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in a case instituted for the
offences under Sections 341, 323, 324, 307, 354, 379, 504, 506
and 34 of the Indian Penal Code.

The prosecution case in short is that while the
informant was digging the earth in front of her house for
construction of wall, the accused persons variously armed came
and assaulted her due to which she sustained injury.

It has been submitted on behalf of the petitioner that
the petitioner is in custody since 28.1.2019 and has got no
criminal antecedent. There is no allegation of tampering of
witnesses alleged against the petitioner. Charge-sheet has been
submitted in the present case. The petitioner has falsely been



implicated in the present case. The nature of injury is said to be simple. Hence, no offence under Section 307 IPC is made out. Rest of the offences are triable by the Magistrate.

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

Considering the aforesaid facts and circumstances, it is directed that 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 learned Chief Judicial Magistrate, Sitamarhi in connection with Bathnaha P.S. Case No. 255 of 2018.

(Sudhir Singh, J)

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