

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.38708 of 2019

Arising Out of PS. Case No.-108 Year-2014 Thana- GAUNAHA District- West Champaran

SUDAMA CHAURASIYA @ SUDAMA PRASAD CHAURASIYA S/o
Shivraj Chaurasiya Resident of Village- Srirampur, P.S.- Gaunaha, District-
West Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Bimlesh Kumar Pandey

For the Opposite Party/s : Mr.Ram Sumiran Rai

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 01-07-2019 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 147, 148, 149, 341, 323, 324, 427, 307,
379, 504 of the Indian Penal Code in which section 302 IPC
was added later on.

The prosecution case in short is that on trivial issue,
the accused persons assaulted the brother of the informant due
to which he sustained injury and later died.

It has been submitted on behalf of the petitioner that
the petitioner is in custody since 26.10.2018 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 is alleged to have assaulted the informant. There is no allegation of assault alleged against the petitioner upon the deceased. The deceased is alleged to have assaulted by co-accused Munna Prasad Chourasiya. After investigation, the police submitted final form against the petitioner. The Court below differed with the said police report and took cognizance against the petitioner.

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 S.D.J.M., Bettiah, West Champaran in connection with Tr. No. 2667/17/2307/18 arising out of Gaunaha P.S. Case No. 108/2014.

(Sudhir Singh, J)

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