

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.47392 of 2019

Arising Out of PS. Case No.-179 Year-2018 Thana- JHANJHARPUR District- Madhubani

Pankaj Kumar Singh Son of Late Lakhan Singh @ Munni Singh Resident of
Village - Nawani, P.O.and P.S.- Jhanjharpur, dist.- Madhubani, Bihar.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Nirbhay Kumar Singh, Advocate

For the Opposite Party/s : Mr.Umeshwarnand Pandit, APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

5 24-10-2019 Heard learned counsel for the petitioner, learned
counsel for the informant and the State.

The petitioner seeks bail in **Jhanjharpur (Arariya Sangaram) P.S. Case No. 179 of 2018 G.R. No. 1705 of 2018**, registered for the offences punishable under Sections 143, 448, 341, 342, 323, 307, 504 and 506 of the Indian Penal Code.

The petitioner is alleged to have assaulted the deceased on his shoulder with Farsa.

It is submitted by learned counsel appearing on behalf of petitioner that petitioner is innocent. There is specific allegation against co-accused Raushan Kumar Singh who assaulted the deceased on his head with Tengari. Postmortem report does not support the prosecution case. No corresponding injury has been found on the shoulder of the deceased. Charge-sheet has already been submitted.

Petitioner is in custody since 26.12.2018 having



clean antecedent.

Counsel for the informant vehemently opposed the prayer for bail and submitted that petitioner is one of the assailants and the deceased had sustained multiple injuries.

Considering the facts aforesaid, the petitioner above-named, is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000 (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned **Additional Chief Judicial Magistrate Ist, Jhanjharpur, Madhubani** in connection with **Jhanjharpur (Arariya Sangaram) P.S. Case No. 179 of 2018 G.R. No. 1705 of 2018**, subject to the following conditions:-

(i) The petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the court and shall remain physically present as directed by the Court and in the event of failure on two consecutive dates without sufficient reasons, his bail bond shall be liable to be cancelled by the court below.

(ii) If the petitioner tampers with the evidence or the witnesses of the case, in that case, prosecution will be at liberty to move for cancellation of bail of the petitioner.

(Prabhat Kumar Singh, J)

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