

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.52730 of 2019

Arising Out of PS. Case No.-296 Year-2018 Thana- GHORASAHAN District- East
Champaran

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PRAMOD RAI @ PRAMOD KUMAR Son of Late Tejnarayan Rai Resident
of Village-Kadmawa Yadav Tola, P.S.-Ghorasahan, District-East Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Umesh Chandra Verma

For the Opposite Party/s : Mr.Md. Nazir Ansari

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

2 23-08-2019 Heard both sides.

The petitioner apprehends his arrest in Ghorasahan
P.S. Case No.296 of 2018 registered under Sections 307, 325,
379 and other minor Sections of the Indian Penal Code.

The informant named the petitioner along with seven
other accused persons and alleged that they all having armed
with different weapons came to the house of the informant.
Lalbabu Rai assaulted the informant with fist, slab and stick.
When Ajay Kumar, son of the informant came to save, Pramod
Rai assaulted him with farsa on his head. Sita Devi, wife of the
informant came to save the informant and his son but Ratnesh
Rai and Dinesh Rai assaulted her. The accused persons also
assaulted the younger son of the informant.

The learned counsel for the petitioner submits that



there is a case and counter case. The occurrence took place between two sides on account of land dispute. Only allegation against the petitioner is that the petitioner assaulted Ajay Kumar, son of the informant but Ajay Kumar got one injury on head which is simple in nature. There is no repetition of blow.

Taking into consideration the facts aforesaid and the fact that there is case and counter case and on account of land dispute both sides lodged the case with their own version of assault and on account of assault made by the petitioner, one simple injury was found on the head of Ajay Kumar(son of the informant), let the petitioner, above named, in the event of his arrest or surrender before the court below within a period of four weeks from the date of receipt of the order, be released on bail on furnishing bail bond of Rs.10,000/-(Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Sub-Divisional Judicial Magistrate, Sikrahana at Dhaka, East Champaran in connection with Ghorasahan P.S. Case No.296 of 2018, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

Saurabh/-

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(Prabhat Kumar Jha, J)

