

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.54914 of 2019

Arising Out of PS. Case No.-57 Year-2019 Thana- MANSURCHAK District- Begusarai

SANTOSH RAM @ SANTOSH KUMAR RAM S/o Chandu Ram R/o
village- Mansurchak, P.S.- Mansurchak, Distt.- Begusarai

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Randhir Kumar No.1

For the Opposite Party/s : Mr.Rabindra Kumar

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

2 30-08-2019 Heard both sides.

The petitioner apprehends his arrest in Mansurchak
P.S. Case No.57 of 2019 registered under Section 307 and other
Sections of the Indian Penal Code.

The informant alleged that Santosh Ram and others
were constructing fencing. When the informant forbid, the
petitioner is alleged to have assaulted the informant with khanti
on his head.

The learned counsel for the petitioner submits that
there is a case and counter case. From the side of the petitioner,
Mansurchak P.S. Case No.58 of 2019 was registered. Ganesh
Ram is alleged to have assaulted the petitioner(informant of
Mansurchak P.S. Case No.58 of 2019) with spade on his head
and the petitioner got grievous injury. The informant, Ganesh
Ram got simple injury which would appear from Annexure -3.



Petitioner is nephew of the informant and on account of land dispute, the occurrence took place and both sides sustained injury.

It appears that petitioner and informant are close relative. Petitioner is the son of sister of the informant and on account of land dispute, it appears that both sides engaged in assault on each other but the informant on account of assault made by the petitioner with khanti got simple injury whereas the petitioner sustained grievous injury on account of assault made by Ganesh Ram, informant of the present case.

Taking into consideration the facts aforesaid, 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 A.C.J.M. 1st, Begusarai in connection with Mansurchak P.S. Case No.57 of 2019, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Jha, J)

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