

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.3105 of 2020**

Arising Out of PS. Case No.-177 Year-2019 Thana- PHULWARIYA District- Gopalganj

Umesh Singh @ Umesh Kumar Kushwaha, aged about 50 years, Male, S/o
Nagendra Singh, R/o village- Bodha Chhapar, P.S.- Gopalpur, District-
Gopalganj

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sanjay Kumar Pandey No.5, Advocate
For the Opposite Party/s : Mrs.Dr. Indihar Kumari

**CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER**

2 28-02-2020 Heard learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner apprehends his arrest in connection
with Phulwaria P.S. Case No. 177 of 2019 @ Fulwaria P.S. Case
No.177 of 2019 (GR No.2893 of 2019) registered for the
offences punishable under Sections 341, 323, 324, 307, 379, 354
and 34 of the Indian Penal Code.

Prosecution case, in brief, is that on the alleged date
and time of occurrence, petitioner along with co-accused Sarita
Devi having armed with iron rod, Farsa and Phattha were taking
the balcony out of the land of informant Bikram Singh to which
his daughter-in-law made protest of it, accused Ramesh Singh
assaulted her with Sabbal (iron rod) on the head as a result of
which, she sustaining head injury fell down on the ground. On
alarm, when the wife of informant Uma Devi rushed to rescue



her, Umesh Singh with iron rod and Sarita Kumari with Phattha assaulted her with hurling abuse.

Learned counsel for the petitioner submits that in fact, both the parties are Pattidars and there is land dispute between the parties. Learned counsel for the petitioner further submits that the opinion of the doctor shows that the injury is simple in nature. He further submits that the petitioner is son-in-law of the family.

In the facts and circumstances of the case, let the above named petitioner be released on bail, in the event of arrest or surrender before the learned Court below within a period of six weeks from today, on furnishing bail bond of Rs. 20,000/- (twenty thousand) with two sureties of the like amount each to the satisfaction of Additional Chief Judicial Magistrate-XIII, Gopalganj in connection with Phulwaria P.S. Case No.177 of 2019 @ Fulwaria P.S. Case No.177 of 2019 (GR No.2893 of 2019), subject to the condition as laid down under Section 438(2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

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