

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.4509 of 2020

Arising Out of PS. Case No.-370 Year-2019 Thana- CHAKIA District- East Champaran

PRABHU SAH, Son of Late Umesh Sah Resident of Ramdiha, P.S.- Chakia,
District- East Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Amit Kumar Jha
For the Opposite Party/s : Mr.Mohammad Sufyan

**CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA**

ORAL ORDER

3 29-05-2020 Heard learned counsel for the petitioner and the
learned A.P.P. for the State through video conferencing.

The petitioner seeks bail in connection with
Chakia P.S. Case No. 370 of 2019, registered under Sections
341, 323, 325, 324, 307, 504 and 379/34 of the Indian Penal
Code.

The accusation is that on 30.10.2019 at about
8.00 P.M., seven persons named in the F.I.R., including the
petitioner, having armed with iron rod and Farsa in their hands
came near the informant Prem Prasad Sah and stated to abuse.
At that time, all started to cause assault to Rashmi Devi,
daughter-in-law of informant, when informant made protest
then Ranjan Kumar untied Gamchha on the neck of Rashmi
Devi and started to pull her, when she raised alarm then
Rakesh Kumar, son of informant rushed there on which
Prabhu Sah (Petitioner) and his wife Shiya Devi started



assaulting through iron rod in which informant received injury at his shoulder and head. At that time, Shiya Devi also caused injury through iron rod at the head of Rakesh Kumar, son of informant. At that time, Priyanka Devi snatched gold chain and Mangalsutra from the neck of Rashmi Devi, daughter-in-law of informant.

Learned counsel for the petitioner submits that occurrence of Marpit took place due to petty dispute in which slight injury was received by the informant, which is said to be caused by petitioner. In medical examination of Prem Kumar two injuries were found. Injury No.1 is lacerated wound over scalp in parietal region, which is said to be grievous in nature, while injury no.2 is bruise over the shoulder, which is simple in nature. The petitioner has no criminal antecedent and he is in custody since 17.11.2019.

Having regard to the facts and the circumstances of the case, the petitioner, above named, is directed to 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 Chief Judicial Magistrate, Motihari, East Champaran in connection with Chakia P.S. Case No. 370 of 2019.

(Rajendra Kumar Mishra, J)

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