

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.11200 of 2020**

Arising Out of PS. Case No.-309 Year-2019 Thana- TURKAULIYA District- East
Champaran

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Bhikhari Thakur @ Vekhari Thakur Son of Laxmi Thakur Residence of
Village - Madhopur Madhumalat, P.S.- Turkauliya, District - East Champaran
at Motihari.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Binay Kumar

For the Opposite Party/s : Mrs.Madhuri Lata

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**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER**

2 18-06-2020 Heard learned counsel for the parties through video
conferencing.

The petitioner seeks bail in Turkauliya P.S. Case No.
309 of 2019 (G.R. Case No. 3440 of 2019) registered for the
offence under Sections 341, 323, 324, 354, 448, 427, 504/34 of
the Indian Penal Code.

As per F.I.R., the allegation against the petitioner is
that petitioner assaulted the brother of husband of informant
(देवर) by iron rod, which hit on his left hand.

It is submitted on behalf of petitioner that there is case
and counter case between the parties. It is further submitted that
the alleged occurrence is said to have taken place on
19-05-2019, whereas, F.I.R. has been lodged on 22-05-2019 and



there is no explanation for delay. Petitioner has no criminal antecedent, as stated in paragraph – 3 of the petition. It is submitted that two similarly situated co-accused namely Shashi Ranjan Thakur and Niranjana Thakur have already been granted anticipatory bail by this Court, vide order dated 06-11-2019 passed in Cr.Misc. No. 69568 of 2019 (Annexure 4 to the petition).

Considering the aforesaid facts and circumstances, the bail application is allowed.

In the event of arrest or surrender within a period of six weeks from today, let the above-named petitioner be enlarged on bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Motihari, East Champaran in connection with Turkauliya P.S. Case No. 309 of 2019 (G.R. Case No. 3440 of 2019), subject to condition, as laid down under Section 438(2) of the Cr.P.C.

(Prabhat Kumar Singh, J.)

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