

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.13913 of 2020

Arising Out of PS. Case No.-919 Year-2019 Thana- ARARIA District- Araria

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BASO RISIDEO @ BASADEO @ BASO, S/o Late Bandelal Risideo, R/o
village- Chhoti Lahtora, Ward No. 6 P.S.- Araria, Distt.- Araria.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Ramesh Kumar Singh, Adv.

For the Opposite Party/s : Mr.Dilip Kumar No. 1, APP

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CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

4 28-08-2020 Heard learned counsel for the petitioner and learned
APP for the State through virtual court proceeding.

The petitioner seeks bail in a case registered for the
offence punishable under Sections 323, 341, 324, 307, 506, 504/34
of the Indian Penal Code.

Prosecution case in brief is that as per FIR, on
26.10.2019 due to land dispute, this accused Baso Risideo abused
and badly assaulted Prithwi Risideo, the brother in law of the
informant and inflicted an Axe blow on his head with intent to kill
him. As a result, he became badly injured and blood started oozing
out from his head. Again this accused inflicted an Axe blow on the
leg of his brother-in-law as a result he sustained cut injury on his
leg and he became unconscious and fell down. On alarm, the
villagers reached there and save the brother-in-law of the
informant. Thereafter, the family members brought the injured to



Sadar Hospital, Araria for his treatment.

Learned counsel for the petitioner submits that the petitioner is innocent and has falsely been implicated in this case. There is land dispute between the parties. As per FIR occurrence took place on 26.10.2019 at about 7.00 pm and the present case has been lodged after inordinate delay of two days i.e. 28.10.2019 and there is no explanation for delay for filing the FIR. The petitioner is in custody since 29.10.2019 and has got no criminal antecedent.

Learned APP for the State has opposed the prayer for bail.

On perusal of the impugned order, it is found that the injury report is simple in nature.

In the aforesaid facts and circumstances of the case, let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 25,000/- (Rupees twenty five thousand) with two sureties of the like amount each in connection with Araria P.S. Case No. 919 of 2019 to the satisfaction of the learned Chief Judicial Magistrate, Araria.

(Anjani Kumar Sharan, J)

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