

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.23653 of 2020

Arising Out of PS. Case No.-5 Year-2020 Thana- DARBHANGA SADAR District-
Darbhanga

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MD. SADDAM HUSSAIN @ MD. SADDAM @ MD. SADDAM BOSS S/o
Late Md. Ayub Resident of Village-Muriya, P.S.-Sadar (Bhalpatti O.P.),
District-Darbhanga.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Subodh Kumar Jha,
Mr. Pranav Kumar Jha, Advocates.
For the Opposite Party/s : Mr. Rana Randhir Singh, APP

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CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

2 15-09-2020 Heard Mr. Subodh Kumar Jha, learned counsel for

the petitioner and Mr. Rana Randhir Singh, Additional Public

Prosecutor for the state through video conferencing.

2. Petitioner seeks regular bail in connection with

Sadar (Bhalpatti O.P) PS Case No. 05/2020 registered for the

offence punishable under Sections 341, 342, 323, 324, 325, 307,

385, 504 and 34 of the IPC.

3. The allegation against the petitioner as per First

Information Report is that the petitioner assaulted the informant

by means of dagger.

4. Learned counsel for the petitioner submits that the

petitioner has not committed any offence in the manner alleged.



Both the parties are next door neighbours having land dispute in between them. Learned counsel for the petitioner referring Annexure-2, which is injury report, submits that the allegation against the petitioner is that he assaulted the informant by means of dagger which is a sharp cutting weapon but the injury indicates that the petitioner has received injury by means of hard and blunt substance.

5. Learned counsel further submits that the injury caused to the informant is not attributable to the petitioner. Petitioner is in custody since 22.05.2020. Charge-sheet has already been filed in the present matter.

6. Having regard to the submissions made by the parties and taking into consideration the fact that both the parties are next door neighbours having land disputes between them, I am inclined to grant regular bail to the petitioner.

7. Accordingly, let the petitioner, MD. SADDAM HUSSAIN@ MD. SADDAM @ MD. SADDAM BOSS be released on bail, if he is not required in any other case, on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Darbhanga in connection with Sadar (Bhalpatti O.P.) PS Case No. 05/2020.



8. It is made clear that at the time of furnishing bail bonds all the parties shall follow the guidelines regarding lockdown and social distancing.

(Anil Kumar Sinha, J)

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