

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.28264 of 2020

Arising Out of PS. Case No.-75 Year-2020 Thana- SAHAR District- Bhojpur

Raju Chaudhary Son of Late Dinanath Chaudhary R/o Village, P.O. and P.S.-
Sahar, Dist- Bhojpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Manoj Kumar, Adv.

For the Opposite Party/s : Mr. Anil Prasad Singh, APP

CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

4 08-12-2020 Heard learned counsel for the petitioner and learned
APP for the State through video conferencing.

The instant application for regular bail has been
filed by the petitioner in connection with Sahar P.S. Case No. 75
of 2020 registered under sections 307, 324, 504 and 34 of the
Indian Penal Code.

As per allegation in the FIR, it is stated by the
informant that as a result of old dispute Raju Choudhary and
Chhotan Choudhary came and started an altercation and
thereafter left stating that the informant would be taught a
lesson. It is stated that after some time they came with a *hasuli*
and with the intention to kill, struck with the *hasuli* on the neck
of the informant's father which he defended with his hand and
sustained serious injuries.



It is submitted by learned counsel for the petitioner that from perusal of the F.I.R., it would transpire that the petitioner has been falsely implicated because of old dispute between the parties. It is further submitted that it has not been specified in the F.I.R. that as to who was carrying the *hasuli* and who gave the blow. Further there was no repetition of blow and the injury is on a non-vital part of the body. The petitioner has no criminal antecedent and is in custody since 22.5.2020.

The application for bail is opposed by learned APP for the State.

Having heard learned counsel for the parties and taking into consideration the submissions made on behalf of the petitioner together with the petitioner being in custody since 22.5.2020, this Court is inclined to enlarge the petitioner on bail. The petitioner is directed to be enlarged on bail in connection with Sahar P.S. Case No. 75 of 2020 on his furnishing bail bond of Rs.10,000/ (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned ACJM-VI/concern Court, Bhojpur at Ara.

(Partha Sarthy, J)

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