

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.81230 of 2019

Arising Out of PS. Case No.-1085 Year-2019 Thana- NAWADA District- Nawada

SANJAY MAHTO Son of Late Dayali Mahto Resident of Village - Harla,
P.S.- Town (Kadirganj O.P), District - Nawada

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Pramod Kumar Verma

For the Opposite Party/s : Mr.Jitendra Kumar Singh

CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 14-02-2020 Heard learned counsels for the petitioner, State and learned
counsel for the informant.

The petitioner is apprehending arrest in a case registered
for the offences punishable under Sections 341,323,504,307 and
379 of the IPC.

It is alleged that on 12.9.2019 when the informant was
irrigating his land, in the meantime, the petitioner and other
accused persons came, stopped the pumping set engine and
thereafter the petitioner assaulted with Khanti on the head of the
informant. It is further alleged that the accused persons took
gold chain of the informant worth rupees seventy thousand.

It is submitted by learned counsel for the petitioner that in
the background of land dispute, the accusation has been levelled
and the injury has been found to be simple in nature. Though the



petitioner is accused in another case but in the said case he has not been sent up for trial.

Learned counsel for the informant submits that the accusation of assault is specific against the petitioner.

Considering the genesis of the occurrence, there is no accusation of repeating the blow, let the petitioner above named be released on anticipatory bail in the event of arrest or surrender within 12 weeks on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned CJM, Nawada in connection with Town (Kadirganj OP) P.S. Case No.1085 of 2019 subject to the conditions laid down in Section 438(2) of the Cr.P.C.

(Dinesh Kumar Singh, J)

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