

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.84024 of 2019

Arising Out of PS. Case No.-166 Year-2019 Thana- KUSHESHWARASTHAN District-
Darbhanga

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1. SHUBH KANT PANDIT Son of Dashrath Pandit Resident of Village-
Hathauri, P.S.- Kusheshwar Asthan, District- Darbhanga.
 2. Maheshwar Pandit @ Mahesh Pandit Son of Subh Kant Pandit Resident of
Village- Hathauri, P.S.- Kusheshwar Asthan, District- Darbhanga.
 3. Rameshwar Pandit @ Ramesh Pandit Son of Subh Kant Pandit Resident of
Village- Hathauri, P.S.- Kusheshwar Asthan, District- Darbhanga.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Satya Prakash Sinha
For the Opposite Party/s : Mr.Satyendra Prasad

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

3 17-06-2020 Heard both sides.

The petitioners apprehend their arrest in Kusheshwar
Asthan P.S. case No. 166/ 2019 registered under Section 147,
148, 149, 341, 323, 324, 307, 354B, 379, 448 of the IPC.

The informant alleged that while he was engaged in
construction work of his house the petitioners and other accused
persons, having armed with different weapons, came. Shubh
Kant Pandit, petitioner No.1, assaulted the informant with Farsa
on his head. Ramakant Pandit assaulted Manika Devi with Farsa
on her head. Ramesh Pandit, petitioner No.3, assaulted Mohit
Mukhiya with Farsa on his head. Mahesh Pandit, petitioner
No.2, assaulted Kailash Mukhiya with rod on his head.

The learned counsel for the petitioners submits that
there is counter version. Both sides entered into mutual assault
on each other and both sides received injuries but injuries found



on the person of injured are simple in nature. The occurrence took place on account of land dispute.

Considering the facts that there is case and counter case, the petitioners are, of course, alleged to have assaulted with sharp edged weapon but the injuries are superficial and simple in nature and the occurrence took place on account of land dispute, the petitioners, above named, in the event of their arrest/ surrender before the court below within a period of four weeks from the date of receipt/ production of a copy of this order are directed to be enlarged on bail on their furnishing bail bond of Rs. 10,000/- (rupees ten thousand) each with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Darbhanga in connection with Kusheshwar Asthan P.S. case No. 166/ 2019, subject to conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Jha, J)

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