

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.23591 of 2021

Arising Out of PS. Case No.-3 Year-2020 Thana- ANGARH District- Purnia

MD. IZHAR Son of Zakir Alam Resident of Village - Pirgachi, P.S.- Angarh,
Distt.- Purnea.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Dr. Bidhu Ranjan, Advocate

For the Opposite Party/s : Mr. Pramod Kumar Pandey, APP

CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI SHARAN SINGH

ORAL ORDER

3 29-11-2021 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

This application for regular bail arises out of Angarh
P.S. Case No. 03 of 2020, disclosing offence punishable under
Sections 341, 324, 307, 504, 506 of the Indian Penal Code.

The petitioner is in custody since 15.06.2020. It is
alleged in the FIR that on 17.02.2020, the petitioner assaulted
the informant with a knife on his head, from behind. The
informant, thereafter, went to primary health center for
treatment and subsequently, attempted to get the dispute
resolved through *Panchayati*. As no amicable resolution could
be reached, he filed the FIR on 23.02.2020.

Learned counsel appearing on behalf of the petitioner



has submitted that the case of the prosecution as narrated in the FIR is false for the reason that the informant was examined by the doctor on 19.02.2020 and the age of his injury has been reported to be within 6 hours from the time of the said report. He has accordingly submitted that the case of the prosecution as disclosed in the FIR is not supported by the injury report. He further contends that there has been inordinate delay of 6 days in lodging of the FIR.

Considering the delay in lodging of the FIR and the Injury Report, a case for grant of regular bail is made out. This application is accordingly allowed.

Let the petitioner, above-named, be released on bail on furnishing bail bonds of Rs. 10,000/-(ten thousand), with two sureties of the like amount, each to the satisfaction of learned Chief Judicial Magistrate, Purnea in Angarh P.S. Case No. 03 of 2020.

(Chakradhari Sharan Singh, J)

K.K.RAO/-

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