

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.32338 of 2021

Arising Out of PS. Case No.-173 Year-2020 Thana- MANIGACHI District- Darbhanga

MD. NAZIM Son of Sakh Jumman Resident of Village- Baghant, Police
Station- Manigachi, District- Darbhanga.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rajesh Kumar

For the Opposite Party/s : Mr.APP.

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

3 23-12-2021 Heard learned counsel for the petitioner and learned
counsel for the State.

Petitioner seeks bail in connection with Manigachi P.S.
Case no. 173 of 2020 registered for the offence punishable
under sections 341, 323, 448, 324, 307, 504, 379/34 of the
Indian Penal Code.

Learned counsel for the petitioner submits that
petitioner is in custody since 2.2.2021, is person with clean
antecedent and charge sheet has been submitted and allegation is
of assault by the petitioner on the head of the informant by Farsa
on account of dispute relating to soiling of land being done by
the informant near his door which was objected by the petitioner
as he used to keep his animal on the said land. Learned counsel
submits that from perusal of the allegation as alleged in the FIR,



it would manifest that both the petitioner and the informant are neighbour and on account of trivial issue occurrence took place where it is alleged that the informant was assaulted by the petitioner by Farsa on the head. Learned counsel submits that the informant was referred to DMCH but two injuries on the head have been found simple in nature by doctor and with regard to injury on non-vital part of the body, opinion with respect to the same has been reserved.

Learned APP opposes the prayer for bail.

Considering the facts that petitioner is in jail custody, is person with clean antecedent, charge sheet has been submitted and injury on vital part of the body is simple in nature, the petitioner is directed to be released on bail on furnishing bail bonds of Rs 20,000/- (twenty thousand) with two sureties of the like amount each to the satisfaction of the Addl. Chief Judicial Magistrate V, Darbhanga in Manigachi P.S. Case no. 173 of 2020.

(Satyavrat Verma, J)

s.hassan/-

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