

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.33721 of 2020

Arising Out of PS. Case No.-78 Year-2020 Thana- SIGAUDI District- Patna

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SAGAR CHURIHARA @ MD. SAGAR SIDDIKI S/o Late Mustafa Churihar
@ Mustafa Siddiki R/o village- Makhdoomchak, P.S.- Sigori, District- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Mahboob Ashraf
For the Opposite Party/s : Mrs.Sucheta Yadav

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 25-02-2021 Learned counsel for the petitioner is directed to

remove the defect(s), as pointed out by the office, within a

period of four weeks.

Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner is apprehending his arrest in a case
registered under Sections 147, 148, 149, 341, 323, 324, 326, 307
504 of the Indian Penal Code and Section 27 of the Arms Act.

Allegation against the petitioner is that he attacked
Shekhar Yadav by sword, due to which he sustained injuries.

It has been submitted on behalf of the petitioner that
the petitioner has got no criminal antecedent. There is no
allegation of tampering of witnesses alleged against the
petitioner. The petitioner has falsely been implicated in the



present case. As per the allegation, the petitioner is said to have given sword blow on the victim. From perusal of the injury report, it appears that the injury is said to have been caused by hard and blunt object. The injury report further does not indicate whether the injury is said to be grievous or simple. Hence it cannot be ascertained whether Section 307 of I.P.C. is made out or not.

On behalf of the State, it is submitted that the petitioner is named in the F.I.R.

Considering the aforesaid facts and circumstances, let the petitioner, above named, in the event of arrest/surrender before the learned court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned A.C.J.M. V, Danapur in connection with Sigori P.S. case No.78 of 2020, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

Narendra/-

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