

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.32445 of 2020**

Arising Out of PS. Case No.-322 Year-2019 Thana- BEGUSARAI MUFFASIL District-  
Begusarai

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NAND KISHORE KUMAR @ NAND KISHOR KUMAR @ LAKARIYA,  
S/o Ram Sevak Sah @ Ram Sevak Saho Resident of Village-Kaithma, P.S.-  
Muffasil, District-Begusarai.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr.Sandip Kumar Gautam

For the Opposite Party/s : Mr.APP

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**CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR**  
**ORAL ORDER**

2      10-02-2021                      Heard Mr. Sandip Kumar Gautam, learned  
  
counsel for the petitioner and learned APP for the State.

The petitioner seeks bail in anticipation of his  
arrest in connection with Muffasil P. S. Case No. 322 of  
2019 dated 23.06.2019, instituted for the offences  
under Sections 341, 323, 504, 307, 354, 506 and 34 of  
the Indian Penal Code.

The petitioner is the own nephew of the  
informant. He is alleged to have given a khanti blow on  
the head of the informant because of a prior dispute.

Though the injury report has not been annexed



with the bail petition but from the impugned order, the learned counsel for the petitioner has tried to demonstrate that the dimension of the injuries which have been noted down in the order rejecting the anticipatory bail application, without discussing the nature of injuries presupposes that the injuries are simple in nature.

The learned counsel for the petitioner submits that he has been instructed to state before this Court that the injuries on the informant have been opined to be simple in nature.

Considering the aforesaid submission made on behalf of the petitioner, the petitioner, above-named, is directed to be released on bail, in the event of his arrest or surrender before the court below within a period of eight weeks from the date of receipt / production of a copy of this order, on his furnishing bail bonds in the sum of Rs. 10,000 /- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned



Chief Judicial Magistrate, Begusarai, in connection with  
Muffasil P. S. Case No. 322 of 2019, subject to the  
conditions as laid down under Section 438 (2) Cr.P.C.

The application stands allowed.

It is however made clear that if the information  
furnished by the petitioner with respect to the injuries is  
not found to be correct, this order shall not be given  
effect to.

**(Ashutosh Kumar, J)**

skm/-

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