

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.1030 of 2021**

Arising Out of PS. Case No.-497 Year-2018 Thana- NAUTAN District- West Champaran

AJAY THAKUR @ AJEY THAKUR @ AJAY SHARMA, S/o Yogendra
Thakur R/o Village- Gahiri, Gamhariya, P.S.- Nautan, District- West
Champaran (Bettiah)

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Chandra Mohan Jha, Advocate

For the Opposite Party/s : Mrs Asha Kumari, APP

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA

ORAL ORDER

2 09-03-2021 Heard Mr. Chandra Mohan Jha, learned Counsel
for the petitioner and Mrs. Asha Kumari, learned Additional
Public Prosecutor for the State, through Video Conferencing.

This application, for grant of regular bail, arises
out of Nautan Police Station Case No. 497 of 2018, disclosing
offences under Sections 147, 148, 149, 341, 323, 324, 307,
504, 506, 379 of the Indian Penal Code.

The allegation, as per the First Information
Report is that petitioner assaulted the father of the informant
with *Farsa* on his head.

Learned counsel for the petitioner submits that
the petitioner has not committed any offence in the manner



alleged and there is previous land dispute between the parties. Learned counsel next submits that there is case and counter case between the parties inasmuch as side of the petitioner has lodged Nautan P.S. Case No.502 of 2018, Annexure-3, registered under Sections 147, 148, 149, 323, 324, 506, 307 of IPC and Section 27 of Arms Act. Learned counsel next referring to Annexure-4 series submits that injury caused to the father of the informant has been found to be simple in nature. Learned counsel further submits that petitioner is in custody since 20.06.2020.

Having regard to the submissions made by the parties and taking into consideration the materials on record and the fact that there is long standing land dispute between the parties and there is case and counter case between them and the injury caused to the victim is simple in nature, I am inclined to grant regular bail to the petitioner.

Accordingly, let the petitioner, Ajay Thakur @ Ajey Thakur @ Ajay Sharma, be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned C.J.M., Bettiah, West Champaran, in connection with Nautan Police Station Case No. 497 of 2018.



It is made clear at the time of furnishing bail bond,
all the parties shall follow the guidelines regarding social
distancing.

(Anil Kumar Sinha, J.)

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