

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.5382 of 2021

Arising Out of PS. Case No.-256 Year-2019 Thana- MOTIHARI MUFASIL District- East
Champaran

SIKANDAR SAHANI SON OF LATE ATAYA SAHANI VILLAGE-
SIRSHA, P.S.- MUFFASIL, DISTRICT- EAST CHAMPARAN, MOTIHARI

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rajesh Kumar, Advocate

For the Opposite Party/s : Mr. Shyam Kumar Singh, A.P.P.

CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

2 05-04-2021 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State through video
conferencing.

The petitioner has filed the instant application for
grant of regular bail in connection with Muffasil P.S. Case no.
256/2019 registered under sections 302, 307, 147, 148, 149
and 504 of the Indian Penal Code.

As per allegation in the first information report, the
accused persons including the petitioner herein are stated to
have come variously armed and of having assaulted the
informant and the members of her family leading to her
husband's death.

It is submitted by learned counsel for the petitioner
that the allegations are general and omnibus in nature and the



injury report does not support the allegation as levelled in the first information report in so far as against the allegation of assault by seven accused persons only one lacerated wound was found on the body of the deceased. The petitioner is in custody since 11.3.2020, he has no criminal antecedent and his case stands on a similar footing to that of co-accused Arun Sahani who has been enlarged on bail vide order dated 6.1.2020 passed in Cr. Misc. No. 68385 of 2019.

The application for bail is opposed by learned Additional Public Prosecutor for the State.

Having heard learned counsel for the parties and taking into consideration the facts and circumstances of the case including grant of bail to co-accused, the Court is inclined to enlarge the petitioner on bail. The petitioner is directed to be enlarged on bail in connection with Muffasil P.S. Case no. 256/2019 on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, East Champaran at Motihari.

(Partha Sarthy, J)

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