

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.81079 of 2019

Arising Out of PS. Case No.-427 Year-2018 Thana- BIHIA District- Bhojpur

SANJIT @ ALIYAR YADAV @ Sanjit Yadav Son of Ram Nath Yadav,
Resident of Village- Katteyia, P.S.- Bihiya, District- Bhojpur.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Chandra Bhushan Singh

For the Opposite Party/s : Mr.Shyam Bihari Singh

**CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR
PANDEY**

ORAL ORDER

5 06-12-2021 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner apprehends his arrest in connection with
Bihiya P.S. Case No. 427 of 2018 registered for the offences
punishable under sections 341, 323, 307, 379, 354 (A), 504, 506/34
of the Indian Penal Code.

The informant, Nand Kishore Mahto lodged FIR stating
therein that there was scuffle between the children. When the
informant's brother, namely, Awadh Mahto went to pacify the matter
then co-accused Laloo Yadav with other accused persons abused and
assaulted him. On hearing hue and cry, when the informant and his
wife Urmila Devi, daughter Naina Kumari and nephew Kamlesh
Mahto came there to rescue him, they were also assaulted by the
petitioner. Allegation against the petitioner is also that he inflicted
rod blow on the head of Kashi Mahto, elder brother of the informant.

Learned counsel for the petitioners has submitted that there



is case and counter case. Allegation against the petitioner is general and omnibus.

The injury report of Kashi Nath Mahto is annexed with the record. Three injuries are found on his person. One is lacerated wound 3/4" x 1/4" x scalp deep on right side of forehead. The second injury is diffuse swelling and tenderness of right forearm and the third injury is diffuse swelling of left thigh. All injuries caused by hard and blunt substance. The injury report does not contain any opinion of the doctor about the nature of the injury.

Considering the facts and circumstances of the case, let the petitioner above named, in the event of his arrest or surrender, within six weeks from today, is directed to be released on bail on furnishing bail bonds of Rs.10,000/- with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate-V, Ara in connection with Bihiya P.S. Case No. 427 of 2018, subject to condition as laid down under section 438(2) Cr. P.C.

(Nawneet Kumar Pandey , J)

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