

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.9733 of 2022

Arising Out of PS. Case No.-347 Year-2020 Thana- SHAMBHUGANJ District- Banka

Birendra Kumar @ Birendra Yadav Son of Bhola Yadav Resident of Village -
Chautra , P.S. - Shambhuganj, District - Banka.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Dhananjay Kumar Pandey
For the Opposite Party/s : Mr.Surendra Prasad Singh

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 04-08-2022 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner apprehends his arrest in Shambhuganj
P.S. Case No. 347 of 2020, registered for the offences
punishable under Sections 307, 379 and other allied sections of
the Indian Penal Code.

As per the prosecution case, on 18.12.2020 while
informant and one Mrityunjay Kumar were working in their
field in the meantime, all the accused persons including
petitioner came there and started abusing. On protest, the
accused persons assaulted the informant with lathi causing
fracture on the hand of informant. When nephew of informant
Mritunjay Kumar came to save him he was also assaulted by the
co-accused Domi Yadav with lathi causing injury on his mouth.
Co-accused Kuso Yadav took Rs. 10,000/- out of the pocket of



informant.

It is submitted that both parties are Gotia and due to land dispute scuffle took place in which both sides sustained injury. Case and counter case. Specific allegation of assault is against other co-accused persons. Petitioner has got clean antecedent.

Considering the facts aforesaid, the petitioner above-named, in the event of his arrest/surrender before the court below within a period of six weeks from the date of receipt/production of a copy of this order, is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned Additional Chief Judicial Magistrate IV, Banka in connection with Shambhuganj P.S. Case No. 347 of 2020, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Singh, J)

vinita/-

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