

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.41990 of 2021

Arising Out of PS. Case No.-64 Year-2021 Thana- JAMOBABAZAR District- Siwan

Aashu Kumar Giri S/O Umesh Giri Resident Of Village-Rampur Mathia, P.S-
Jamobazar, District-Siwan.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Shashank Chandra, Adv.

For the Opposite Party/s : Ms. Anita Kumari Singh, APP

CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 04-01-2022 Heard the Ld. Counsel for the petitioner and Ms. Anita
Kumari Singh, the learned APP appearing for the State.

The petitioner seeks regular bail in connection with
Jamobazar P.S. Case No. 64 of 2021, registered for the offence
punishable under Sections 307, 379 and other allied sections of the
Indian Penal Code.

The allegation is regarding the petitioner having assaulted
the wife of the informant as also the sister-in-law of the informant by
axe.

The learned counsel for the petitioner has submitted that
the petitioner is innocent, has been falsely implicated in the present
case, is having a clean antecedent and he is languishing in custody
since 14.5.2021. The learned counsel for the petitioner has referred to
Annexure-3 series to the present petition, which are the injury reports
of the said two ladies, stated to have been assaulted by the petitioner
herein, to show that the injuries have been found to be simple in



nature by the doctor, who had examined them. It is further submitted that the present case arises out of case and counter case on account of pre- existing dispute.

Per contra, the learned APP appearing for the State has vehemently opposed the prayer for regular bail.

Having regard to the facts and circumstances of the case, considering the submissions made by the learned counsel for the parties and taking into account the materials available on record as also considering the fact that the injuries, which are stated to have been inflicted by the petitioner upon the aforesaid two ladies, have been found to be simple in nature and the petitioner is having a clean antecedent, apart from the fact that the present case arises out of case and counter case, I deem fit and proper to direct for release of the petitioner on regular bail.

Accordingly, the petitioner, above named, is directed to be released on regular bail on furnishing bail-bonds of Rs. 10,000/- with two sureties of the like amount each to the satisfaction of learned ACJM-XIII, Siwan in connection with Jamobazar P.S. Case No. 64 of 2021.

(Mohit Kumar Shah, J)

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