

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.34313 of 2022

Arising Out of PS. Case No.-2 Year-2022 Thana- KHUDWA District- Aurangabad

Sanjay Saw @ Sanjay Prasad Son Of Raghav Saw Resident Of Village-
Kalen, P.S.- Khudwa, District- Aurangabad.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

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

For the Opposite Party/s : Ms. Indu Kumari Srivastava, APP

CORAM: HONOURABLE MR. JUSTICE SHAILENDRA SINGH
ORAL ORDER

2 12-09-2022 The learned counsel for the petitioner is directed to

remove all the defects pointed out by the Stamp Reporter within

one month.

Heard learned counsel for the petitioner and the
learned APP for the State.

Petitioner seeks regular bail in connection with
Khudwan P.S. Case No.02 of 2022 registered for the offences
punishable under Sections 147, 149, 188, 341, 323 and 307 of
the Indian Penal Code.

As per the allegation, the petitioner and co-accused
persons encroached the disputed land and started fencing the
said land while CO and incharge of P.S. concerned specifically
restricted the accused persons from going over the disputed land
and when the prosecution party objected the said alleged act of
the accused persons, the petitioner and co-accused persons
assaulted the prosecution party by means of khanti and lathi.

The main submissions advanced by the learned
counsel Mr. Rajiv Kumar for the petitioner are that against the



petitioner there is no any specific allegation, the petitioner himself sustained serious injuries on his head, shoulder and hand caused by Manoj Pandey and others and petitioner's injury report's copy has been filed as Annexure-6 and in between both the parties there is case and counter case.

Learned APP Ms. Indu Kumari Srivastava appearing for the State has opposed the bail prayer.

In view of above submissions and considering the facts that a land dispute is stated to have led the commission of the alleged occurrence and there is no any specific allegation against the petitioner and there is case and counter case in between both the parties and petitioner is stated to be one of the injured persons in the case lodged on behalf of petitioner's side, in the opinion of this Court a lenient approach can be taken in respect of the petitioner's prayer, let the petitioner 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 the concerned Court in connection with Khudwan P.S. Case No.02 of 2022.

(Shailendra Singh, J.)

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