

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.49149 of 2021**

Arising Out of PS. Case No.-175 Year-2019 Thana- SINGHIYA District- Samastipur

MD. SADDAM, Son of Md. Sffi @ Md. Safi Akhtar @ Saphi Akhtar
Resident of Village- Singhia, P.S.- Singhia, District- Samastipur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Vinay Kumar Mishra
For the Opposite Party/s : Mr.Nand Kishore Prasad

**CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER**

3 28-04-2022 Heard learned Counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner seeks regular bail in connection with
Singhia Police Station Case No. 175 of 2019, registered for the
offence punishable under Sections 323/341/324/325/307/34 of
the Indian Penal Code.

The prosecution case, as per the First Information
Report, is that the petitioner assaulted the son of the informant
by means of iron rod on his neck and other parts of the body.

Learned Counsel for the petitioner submits that the
petitioner has got no criminal antecedent and he has falsely been
implicated in this case along with other co-accused persons who
have allegedly assaulted the injured by means of khukhari and
sword on his head and other parts of the body. He next submits



that the injury caused to the injured is simple in nature and there is delay in lodging of the First Information Report. He next submits that the son of the informant has sustained injury on his scalp, which would be evident from the impugned order; whereas the allegation against the petitioner is that he assaulted the injured on his neck and other parts of the body. He further submits that the petitioner is in custody since 08.04.2021 and charge sheet has already been submitted against him and as such, there is no likelihood that the petitioner will abscond and/or tamper with the evidence

Regards being had to the submissions advanced on behalf of the parties and taking into consideration the materials on record and the fact that the injuries sustained by the victim on his neck and other parts of the body are simple in nature, the petitioner is in custody since 08.04.2021, having no criminal antecedent, I am inclined to grant regular bail to the petitioner.

This application is, accordingly, allowed.

Let the petitioner, above named, be released on bail, upon furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned 5th Additional Chief Judicial Magistrate, Rosera, Samastipur, in connection with Singhia Police Station Case No.



175 of 2019.

(Anil Kumar Sinha, J.)

Prabhakar Anand/-

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