

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.51742 of 2021

Arising Out of PS. Case No.-359 Year-2020 Thana- HARSIDHI District- East Champaran

SHAMBHU YADAV Son of Ramjeet Yadav Resident of Village- Gayghat,
P.S.- Harsidhi, District - East Champaran.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Ms. Rashmi Jha, Adv.

Mr. Abhishek Kumar

For the Opposite Party/s : Mrs. Anita Kumari Singh

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

4 19-05-2022 Heard Ms. Rashmi Jha, learned counsel for the
petitioner and Ms. Anita Kumari Singh, learned Additional
Public Prosecutor for the State.

Petitioner seeks regular bail in connection with
Harsidhi PS Case No. 359 of 2020 registered for the offence
under Sections 341, 323, 307, 354, 379, 504, 506, 34 of the
IPC.

As per the first information report the petitioner
assaulted Sunita Devi by means of *farsa* on her head, due to
which she sustained injury and the other accused persons
assaulted the mother of the informant - Umarawati Devi and
subsequently she died in hospital.



Learned counsel for the petitioner submits that petitioner has falsely been implicated in this case due to the fact that both the parties are agnate and there is land dispute between them. It has further been submitted that injury caused to Sunita Devi is simple in nature and there is no allegation that petitioner has assaulted the deceased. The co-accused / Layachi Devi, who allegedly assaulted the deceased, has been granted bail by this Court in Cr. Misc. No. 51633 / 2021. The petitioner is in custody since 23.04.2021 and charge sheet has already been submitted.

Regard being had to the submissions made by the parties, taking into consideration the fact that injury caused to the victim - Sunita Devi is simple in nature, there is no allegation that petitioner had assaulted the deceased, the co-accused / Layachi Devi (i.e. wife of the petitioner) has been granted bail by this Court, petitioner is in custody since 23-04-2021 and charge sheet has already been submitted, as such, I am inclined to grant regular bail to the petitioner.

Let the petitioner, above named, be released on regular bail on furnishing bail bond of Rs. 20000/- (twenty thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Motihari, East



Champaran in connection with Harsidhi PS Case No. 359 of
2020.

(Anil Kumar Sinha, J)

praful/-

U		T	
---	--	---	--

