

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.68249 of 2021

Arising Out of PS. Case No.-110 Year-2021 Thana- HATHAURI District- Samastipur

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ASHUTOSH KUMAR @ KUNDAN @ ASHUTOSH KUMAR RAI Son of
Harishchandra Rai Resident of Village - Dashaut, P.S.- Hathauri, District -
Samastipur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Sada Nand Roy, Advocate

For the Opposite Party/s : Mr.Ram Priya Sharan Singh, APP

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 18-05-2022 Heard learned counsel for the petitioner and learned
APP for the State.

Counsel for the petitioner is directed to remove the
defect(s), as pointed out by the office, within a period of four
weeks.

The petitioner is apprehending his arrest in a case
registered under Sections 341, 323, 324, 379, 354(B), 504, 506
and 34 of the Indian Penal Code.

Allegation against the petitioner is that he assaulted
the informant on the left side of temple by means of iron rod, as
a result of which the informant sustained injury.

It has been submitted on behalf of the petitioner that
the petitioner has got no criminal antecedent. There is no



allegation of tampering of witnesses alleged against the petitioner. The petitioner has falsely been implicated in the present case. All the offences are triable by the Magistrate. Single iron rod blow is said to have been given by the petitioner. The allegation of theft has been levelled in order to make the case more serious. The same is ornamental in nature.

On behalf of the State, it is submitted that the petitioner is named in the complaint case/F.I.R.

Considering the facts and circumstances of the case, the petitioner, above named, in the event of arrest or surrender before the learned court below within a period of twelve weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of Sri Kuldip Srivastava, learned J.M. 1st class, Rosera, Samastipur in connection with Hathauri P.S. case No.110 of 2021, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

Narendra/-

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