

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.48214 of 2022

Arising Out of PS. Case No.-118 Year-2022 Thana- DHAMDAHA District- Purnia

SURAJ KUMAR @ SURAJ SINGH S/o Raju Singh @ Raj Kumar Nishad
Resident of Village- Dhamdaha Madhya Panchayat, beside of Ganai, P.S.-
Dhamdaha, District- Purnea.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Bijendra Kumar Singh, Advocate

For the Opposite Party/s : Mr.Nirmal Kumar Sinha, APP

CORAM: HONOURABLE MR. JUSTICE RAJIV ROY

ORAL ORDER

2 09-01-2023 Heard learned counsel for the petitioner and the
learned APP for the State.

The petitioner apprehends his arrest in connection
with Dhamdaha P.S. Case No.118 of 2020 instituted under
Sections 341,323,307,504,506,34,325 IPC.

As per the FIR, the informant alleged that after
meeting his elder brother as he was coming through the canal
and as the light of his torch fell on the present petitioner, the
informant was abused and later along with his family members
the accused assaulted the husband of the informant with further
allegation against the petitioner that he picked up a brick and
smashed it on the face of the informant's husband as a result
whereof his face and nose were broken.

Learned counsel for the petitioner submits that it is



matter of case and counter case in which both sides have received injuries.

As per the observation of the learned Sessions Judge, the injury on the informant’s husband has been found to be grievous in nature.

Taking into account the fact that the injury inflicted by the petitioner herein have been found to be grievous in nature, this Court is not inclined to grant him relief, which is accordingly rejected.

(Rajiv Roy, J)

Prakash Narayan /-

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