

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.53950 of 2022

Arising Out of PS. Case No.-379 Year-2019 Thana- NAANPUR District- Sitamarhi

DUKHHARAN RAI @ DUKHRAN RAI Son of Late Chethru Rai Resident
of village - Goglak Tole, P.S.- Nanpur, District - Sitamarhi.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Pushpendra Kumar Singh

For the Opposite Party/s : Mr.Ram Naresh Ray

**CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR
PANDEY**

ORAL ORDER

2 01-02-2023 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 as well as
learned APP for the State.

The petitioner apprehends his arrest in connection with
Nanpur P.S. Case No. 379 of 2019, registered for the offences
punishable under Sections 147, 148, 149, 341, 323, 324, 307, 379,
506, 504 of the Indian Penal Code.

As per allegation, the petitioner, along with two co-
accused persons assaulted Ram Narayan Rai with *farsa* on his
head.

The learned counsel for the petitioner has submitted
that, as a matter of fact, the members of prosecution side had
assaulted the members of petitioner's side and prior to the present
case, the case on behalf of the petitioner's side was lodged. In
retaliation thereof, this case has been lodged.



On the other hand, the learned counsel for the informant has submitted that though the nature of injury of Ram Narayan Rai has not been mentioned, but it is on vital part.

There is case and counter case. Both the parties have sustained injuries. The injury report shows that neither any opinion in this respect has been given nor it is reserved.

Considering the above-mentioned facts and circumstances, let the petitioner, in the event of his arrest or surrender within four weeks before the learned court below, be released on anticipatory bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Sub-Divisional Judicial Magistrate, Pupri, Sitamarhi in connection with Nanpur P.S. Case No. 379 of 2019, subject to the conditions as laid down under Section 438(2) Cr.P.C.

Office shall ensure that all defects are removed by the petitioner within the stipulated time provided hereinabove, failing which the matter shall be brought to the notice of this Court.

(Nawneet Kumar Pandey, J)

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