

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.73128 of 2023

Arising Out of PS. Case No.-87 Year-2023 Thana- BENIPATTI District- Madhubani

1. Dharamdev Paswan @ Bachandev Paswan son of Late Mohan Paswan Village- Behta Ambedkar Chowk W.No-11, Benipatti Dist- Madhubani
2. Satyadev Paswan Son of Late Mohan Paswan Village- Behta Ambedkar Chowk W.No-11, Benipatti Dist- Madhubani

... .. Petitioners

Versus

The State of Bihar

... Opposite Party

Appearance :

For the Petitioners : Mr.Somesh Kumar, Advocate

For the Opposite Party : Mr.Nand Kishore Prasad, Addl Public Prosecutor

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 09-11-2023 Heard learned counsel for the petitioners and the State.

2. Petitioners apprehend arrest in a case registered for the offence punishable under sections and other allied sections 307/379/34 and other allied sections of the Indian Penal Code.

3. As per the prosecution case, petitioner no.1 assaulted with dabia on the head of the informant, whereas petitioner no.2 assaulted the informant with iron rod causing fracture injury in the finger of left hand of the informant. Injury caused by petitioner no.1 has been found to be simple in nature, while petitioner no.2 caused grievous injury to the informant.

4. Considering the nature of injury, prayer for bail of the petitioner no.1 is allowed. In the event of arrest/surrender within six weeks from today, let petitioner no. 1, mentioned above, be enlarged on bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the Additional Chief Judicial Magistrate I, Benipatti, Madhubani in Benipatti Police Station Case No. 87 of 2023, subject to the conditions laid down under section 438(2) of the Code of Criminal Procedure.

5. However, considering the nature of injury caused



by petitioner no.2, prayer for bail of the petitioner no.2 is rejected.

(Prabhat Kumar Singh, J)

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