

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.18425 of 2024

Arising Out of PS. Case No.-164 Year-2015 Thana- SUGAULI District- East Champaran

Saheb Sah Son of Nagina Sah Resident of Village- Chhapara Bahas, P.S.-
Sugauli, District- East Champaran

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rashmi Jha

For the Opposite Party/s : Mr.Raj Kishor Singh

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

ORAL ORDER

3 19-07-2024 Heard learned counsel for the petitioner as well as
learned APP for the State.

2. In this case, the petitioner is seeking regular bail in connection with Sugauli P.S. Case No. 164 of 2015, registered for the offences punishable under Sections 341, 342, 323, 324, 307, 379, 504, 34 of the IPC.

3. As per allegation, when the informant was going to *Bathani* from *Bathni Chowk*, the accused persons including the petitioner surrounded him. Co-accused Nagina Sah started abusing him and thereafter, all the accused persons including this petitioner assaulted him with *lathi*. The petitioner snatched Rs. 10,000/- from his pocket and took out his mobile worth Rs. 8,000/-.



4. It has been submitted by the learned counsel for the petitioner that he was earlier granted anticipatory bail but his bail bond was cancelled as there was allegation against the petitioner that he manufactured forged and fabricated injury report of Motilal, who suffered grievous injury. He submitted further that the petitioner has amply been punished for incarceration of seven months for his fault. He is a person of clean antecedent.

5. On the other hand, the learned counsel for the informant has opposed the prayer for bail and submitted that the petitioner inflicted *farsa* blow on the head of Motilal and he suffered grievous injuries.

6. The petitioner is under custody since 05.12.2023 and he is a person of clean antecedent. Co-accused Nagina Sah has been granted bail by a coordinate Bench of this Court vide order dated 08.05.2023 passed in Cr. Misc. No. 5665 of 2023.

7. Considering the above-mentioned facts and circumstances as well as the period of custody and clean antecedent, let the petitioner above-named be released on bail on furnishing bail bonds of Rs.10,000/- with two sureties of the like amount each to the satisfaction of learned 9th Additional Chief Judicial Magistrate, Motihari, East Champaran in



connection with Sugauli P.S. Case No. 164 of 2015, subject to
the following conditions:-

(i) The petitioner shall cooperate in the
disposal of trial and make himself available as and
when required by the court.

(ii) **The petitioner shall present
physically on each and every date before the
court below till framing of the charge.**

(Nawneet Kumar Pandey, J)

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