

Patna High Court - Orders

Dhirendra Nath Mishra vs The State Of Bihar on 13 October, 2011

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.34071 of 2011

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Dhirendra Nath Mishra Petitioner/s Versus The State Of Bihar Opposite Party/s

===== 2 13-10-2011 Heard

learned counsels for the petitioner and the State.

The petitioner is apprehending his arrest in a case registered under Sections 307, 384, 380, 324, 323, 341, 448 and 447/34 of the Indian Penal Code.

It is alleged that the extortion of Rs. 10,000/- was demanded and subsequently, the petitioner Dhirendra Nath Mishra assaulted with farsa on the head of the informant. It is also alleged that subsequently Dhirendra Nath Mishra and his two sons assaulted the informant and his grand-son. The injury report of the informant has been brought on record which suggests only one injury of marginal size on the head which is found to be simple by the doctor whereas the injury on the grand son of the informant was also found to be simple.

It is submitted by learned Sr. counsel for the petitioner that both sides are agnates having serious land dispute.

Considering the fact that both sides are agnates and the nature of injury, let the above named petitioner, be released on anticipatory bail, in the event of his arrest or surrender before the learned Court below within a period of 12 weeks from today, on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Vaishali at Hajipur in connection with Tisiauta P.S. Case No. 14/2011, subject to the conditions as laid down under Section 438(2) Cr.P.C.

(Dinesh Kumar Singh, J) Amrendra Kumar/-