

IN THE HIGH COURT OF JUDICATURE AT PATNA

Cr.Misc. No.6490 of 2009

1. MD.DABLU

2. Md.Sahbad @ Sadah @ Sedab

both sons of Kalim Ansari

resident of village Pathan Chock Jamui,P.S.& Distt.Jamui

Versus

STATE OF BIHAR

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2/ 30.4.2009

Heard learned counsel for the petitioners and the State.

The petitioners are accused of a case which has been registered under sections 307 and some other Sections of the Indian Penal Code.

Allegation is that the petitioner Md. Dablu has assaulted upon informant's head whereas petitioner Md Shahbad assaulted Md.Munna.

Submission is that injury of Md.Munna was found to be simple. One of the injuries of the informant was found to be grievous but there was no intervening circumstance. So offence under Section 307 of the Indian Penal Code is not made out. Both the petitioners are full brothers.

Considering the facts and circumstances of the case the above named petitioners are directed to be released on bail on furnishing bail bonds of Rs.10,000/- each with two sureties of the like amount each to the satisfaction of Chief Judicial Magistrate, Jamui in connection with Jamui P.S.Case No. 10 of 2009.

Md.S.

(Shyam Kishore Sharma,J.)