

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.31500 of 2018

Arising Out of PS.Case No. -183 Year- 2013 Thana -KHIJARSARAI District- GAYA

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1. Arjun Paswan, S/o Late Etbari Paswan, R/o Vill.- Keaur, P.S.-
Hulasganj in the District of Jehanabad.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Navin Sharma, Advocate

For the Opposite Party/s : Mr. Yogendra Kumar Singh, A.P.P.

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**CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL**
ORAL ORDER

02 22-05-2018

Heard learned counsel for the petitioner and learned

APP for the State.

The petitioner seeks bail in Khizarsarai P.S. Case No.
183 of 2013 registered under Section 395, 397, 328 of the Indian
Penal Code.

10-15 unknown miscreants are said to have
committed dacoity in the house of the informant and also assaulted
the informant by means of fire arms inflicting injury in his right
hand and thigh during the course of dacoity.

It is submitted by learned counsel for the petitioner
that the petitioner is quite innocent. He has no concern with the
aforesaid occurrence. He is neither named in the F.I.R. nor he was
apprehended on the spot nor any incriminating article has been
recovered from his conscious physical possession. The allegation



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levelled against the petitioner is not specific rather general and omnibus in nature. He has been falsely implicated in this case due to land dispute. I.O. has submitted chargesheet under Section 307 IPC. Moreover, the assailant of the informant is not ascertained. There is no cogent and tangible evidence against the petitioner. The petitioner has been languishing in custody since 28.03.2018.

Considering the facts aforesaid, the above named petitioner is directed to 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 learned Chief Judicial Magistrate, Gaya in connection with Khizarsari P.S. Case No. 183 of 2013.

(Prakash Chandra Jaiswal, J)

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