

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.28524 of 2020

Arising Out of PS. Case No.-188 Year-2020 Thana- BAIRIYA District- West Champaran

LADAI CHAUDHARY Son of Sri Yogendra Chaudhary @ Bagad Chaudhary
Resident of Village- Bagahi Nimiya Tola, P.S.- Bairiya, District- West
Champaran.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Abhishek Kumar
For the Opposite Party/s : Mr. Md. Sufiyan

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

2 11-11-2020 Heard learned Counsel for the petitioner and learned

Additional Public Prosecutor representing the State, through

Video Conferencing.

The petitioner seeks regular bail in connection with
Bairiya Police Station Case No. 188 of 2020, registered for the
offences punishable under Sections 147/341/323/324/325/
307/379/504 of the Indian Penal Code.

The allegation, as per the First Information Report, is
that the petitioner allegedly caught hold the nephew of the
informant and co-accused Loha Choudhary inflicted farsha blow
on his neck.

Learned Counsel for the petitioner submits that the
petitioner has not committed any offence in the manner alleged
and he has falsely been implicated in this case on a trivial issue
over quarrel among the children. He further submits that there is



no allegation of assault against the petitioner and the only allegation against him is that he caught hold the nephew of the informant. He next submits that the petitioner is in custody since 16.05.2020.

After having heard learned Counsel for the parties and taking into consideration the materials on record and the fact that there is no specific allegation of assault against the petitioner and he is in custody since 16.05.2020, I am inclined to grant bail to the petitioner.

This application is, accordingly, allowed.

Let the petitioner, above named, be released on bail, upon furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned 1st Additional Chief Judicial Magistrate, West Champaran, at Bettiah, in connection with Bairiya Police Station Case No. 188 of 2020.

It is further made clear that at the time of furnishing bail bonds, all the parties shall follow the guidelines regarding social distancing.

(Anil Kumar Sinha, J.)

Prabhakar Anand/-

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