

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.13191 of 2021**

Arising Out of PS. Case No.-54 Year-2020 Thana- CHAORI District- Bhojpur

Pintu Paswan, aged about 33 years, (Male) son of Sipahi Paswan, Resident of village- Berath, Police Station- Chauri, District- Bhojpur.

... .. Petitioner

Versus

The State of Bihar

... .. Opp Party

**Appearance :**

|                    |   |                                |
|--------------------|---|--------------------------------|
| For the Petitioner | : | Mr. Nihar Nandan, Advocate     |
| For the State      | : | Mr. Sanjay Kumar APP           |
| For the informant  | : | Mr. Navin Kumar Singh Advocate |

**CORAM: HONOURABLE MR. JUSTICE MADHURESH PRASAD**  
**ORAL ORDER**

2      24-07-2021      In view of the sudden resurgence of Covid-19 infection, there is limited functioning of the High Court and, therefore, the matter has been listed today for consideration through virtual mode.

Learned counsel for the petitioner is expected to honour his undertaking given in the instant case for depositing the requisite court fee and to remove the defects as pointed out by office when called upon to do so by the office.

Heard learned counsel for the petitioner, informant and learned counsel for the State.

The petitioner seeks bail in Chauri PS Case No. 54 of 2020, instituted for the offence under Sections 302 and 201/34 of the Indian Penal Code.

The informant's husband had gone to the field and later on he has been found lying dead near the river. Death has been caused due to injuries sustained by sharp cutting weapon.

The learned counsel for the petitioner submits that based on quarrel with petitioner, his father and two other co-accused persons, the informant has falsely implicated all the four accused



persons. The allegation against all the four accused is similar. Two accused persons, namely, Virendra Paswan and Guddu Paswan, have been allowed bail in Cr. Misc. No. 23889 of 2021 and the petitioner has no criminal antecedents. He is languishing in custody since 29.08.2020

The learned counsel for the informant and learned APP representing the State have opposed the prayer for bail. It is submitted by the learned counsel for the informant that there is specific allegation against the petitioner. He, however, cannot dispute the fact that co-accused persons have been allowed bail and that the allegation against them was similar to that which has been made against the instant petitioner.

Considering the rival submissions, let the petitioner, above named, be released 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 **JM 1<sup>st</sup> Class, Bhojpur,** Ara, in connection with **Chauri PS Case No. 54 of 2020,** subject to the following conditions:-

(i) That one of the bailors will be a close relative of the petitioner who will give an affidavit giving genealogy as to how he is related with the petitioner. The bailor will also undertake to inform the Court if there is any change in the address of the petitioner.

(ii) That the petitioner will be well represented on each date and if he fails to do so on two consecutive dates, his bail bond will be liable to be cancelled.

**(Madhuresh Prasad, J)**

shyambihari/-

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