

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.24637 of 2021

Arising Out of PS. Case No.-8 Year-2019 Thana- KUCHAIKOTE District- Gopalganj

AWADESH MISHRA Son of Late Nagina Mishra Resident of Village -
Mathiya Hata, Mathiya Khas, P.S.- Kuchaikote, District - Gopalganj.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Pankaj Kumar Dubey

For the Opposite Party/s : Mrs. Renu Kumari, APP

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH

ORAL ORDER

2 02-12-2021 Heard learned counsel for the petitioner and learned APP
for the State.

Learned counsel for the petitioner is directed to
remove the defect(s), as pointed out by the office, within a
period of eight weeks.

The petitioner is apprehending his arrest in a case
registered under Sections 147, 148, 149, 332, 333, 353, 307,
427, 436 of the Indian Penal Code and 27 of the Arms Act.

Allegedly, in the backdrop of land dispute, firing was
made in which two persons sustained injuries. When the police
personnel reached at the place of occurrence, so many people
assembled there and chaos was created. Straw was also set fire.

It has been submitted on behalf of the petitioner that the
petitioner has got no criminal antecedent. There is no allegation
of tampering of witnesses alleged against the petitioner. The



petitioner has been falsely implicated in the present case. General and omnibus allegation has been made against the petitioner. No specific overt act is alleged against the petitioner. Stone pelting is alleged to have taken place. The petitioner is said to be one of the members of the mob. As per allegation made in the FIR, altogether 17 named persons including 250 unknown persons have been made accused in the present case.

On behalf of the State, it is submitted that the petitioner is named in the Complaint Case/F.I.R.

Considering the aforesaid facts and circumstances of the case, the petitioner, above named, in the event of arrest or surrender before the learned court below within a period of twelve weeks from today, be released on anticipatory bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned C.J.M.-VIIth, Gopalganj in connection with Kuchaikote P.S. Case No. 08 of 2019 subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

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