

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.28621 of 2021

Arising Out of PS. Case No.-306 Year-2020 Thana- BHABHUA District- Kaimur (Bhabua)

Chandan Paswan So of Late Nithalu Paswan @ Jai Shankar Paswan Resident
of Village - Akhlashpur, P.S.- Bhabhua, Distt.- Kaimur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Pawan Kumar Singh, Advocate

For the Opposite Party/s : Mr. APP

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 23-11-2021 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner seeks regular bail in connection with
Bhabhua P.S. Case No. 306 of 2020 instituted for the offences
under Sections 147, 148, 149, 323, 324, 325, 307, 337 and 504
of the Indian Penal Code.

Learned counsel for the petitioner submits that the
petitioner is in custody since 18.01.2021 and charge-sheet has
been submitted in the case. He further submits that co-accused
Chandra Shekhar Paswan @ Chandrasekhar Paswan along with
seven others has been granted anticipatory bail vide order dated
08.04.2021 in Cr. Misc. No. 36278 of 2020.

Learned counsel for the petitioner submits that the
allegation against this petitioner and the co-accused who have



been granted anticipatory bail are similar in nature. Further, from bare perusal of the allegation as alleged in the F.I.R. it would manifest that general and omnibus allegation has been alleged with regard to the assault on the informant and his son and as far as brother of the informant is concerned, it is alleged that it was this petitioner along with Chandrashekhar Paswan who had assaulted. Learned counsel further submits that brother of the informant has received simple injury.

Learned A.P.P. for the State vehemently opposes the prayer for regular bail of the petitioner and submits that both the informant and his brother were referred to Varanasi for treatment on which the learned counsel for the petitioner submits that the injuries on the informant were on the non-vital part of the body and the allegation of assault was general and omnibus against all and co-accused have been granted anticipatory bail as aforesaid.

Considering the fact that the petitioner is in custody since 18.01.2021, charge-sheet has been submitted in the case and the co-accused have been granted anticipatory bail by this Court, let the petitioner above named be released on bail on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand only) with two sureties of the like amount each to the



satisfaction of learned Chief Judicial Magistrate, Kaimur at
Bhabhua in connection with Bhabhua P.S. Case No. 306 of 2020
subject to the condition as laid down under Section 437 (3)
Cr.P.C.

(Satyavrat Verma, J)

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