

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.51518 of 2021

Arising Out of PS. Case No.-69 Year-2021 Thana- PARAIYA District- Gaya

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1. Jageshwar Paswan @ Jageshwar Ram Son Of Late Andhi Paswan Resident Of Village - Maranchi Ps- Paraiya District- Gaya
 2. Ramji Paswan Son Of Jageshwar Paswan @ Jageshwar Ram Resident Of Village - Maranchi Ps - Paraiya District - Gaya

... .. Petitioners

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Durgesh Nandan

For the Opposite Party/s : Mr.Satyendra Prasad, APP

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 22-12-2021 Heard learned counsel for the petitioners and learned
APP for the State.

Learned counsel for the petitioners is directed to
remove the defects, as pointed out by the Office, within a period
of eight weeks.

The petitioners are apprehending their arrest in a case
registered under Sections 341, 323, 325, 308, 504 and 34 of the
Indian Penal Code.

The prosecution allegation, in short, is that the accused
persons assaulted the informant due to which he sustained
injuries.

It has been submitted on behalf of the petitioners that



the petitioners have got no criminal antecedent. There is no allegation of tampering of witnesses alleged against the petitioners. The petitioners have been made accused due to mistake of fact. Though the petitioners are alleged to have assaulted the informant but the nature of injury in respect of informant has been kept reserve. It has been submitted on behalf of petitioners that petitioner no. 1 is 82 years old man and this itself goes to show that he has falsely been implicated in the present case. So far petitioner no. 2 is concerned, the injury caused by him upon father of the informant is said to be simple and hence no offence under Section 307 I.P.C. is made out against him.

On behalf of the State, it is submitted that the petitioners are named in the F.I.R.

Considering the aforesaid facts and circumstances, let the petitioners, above named, in the event of arrest/surrender before the learned court below within a period of twelve weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) each with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate, 1st Class, Gaya in connection with Paraiya P.S. Case No. 69/2021, subject to the conditions as laid down under



Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

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