

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.2813 of 2022

Arising Out of PS. Case No.-274 Year-2014 Thana- BEGUSARAI MUFFASIL District-
Begusarai

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1. RAJ KUMAR @ RAJ KUMAR PANDIT SON OF CHHARPAN PANDIT
R/O VILLAGE- SITARAMPUR, P.S.- MUFFASIL (LAKHO O.P.),
DISTRICT- BEGUSARAI
 2. SAHEB @ VIJAY KUMAR SON OF RAM GULAM RAM R/O
VILLAGE- SITARAMPUR, P.S.- MUFFASIL (LAKHO O.P.), DISTRICT-
BEGUSARAI

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Bipin Kumar
For the Opposite Party/s : Mr.Sunil Kumar Pandey

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

2 14-02-2022 Heard learned Counsel for the petitioners and learned
Additional Public Prosecutor for the State.

The petitioners seek regular bail in connection with
Muffasil Police Station Case No. 274 of 2014, registered for the
offence under Sections 147/ 149/324/384/385/307/447/364 of
the I.P.C. and Section 27 of the Arms Act.

The prosecution case, as per the First Information
Report, is that altogether 29 named accused persons, including
the petitioners, arrived at the land of the informant for the
purpose of taking its possession by constructing a hut over the
said land of the informant and on protest, three accused persons



namely, Ghuro Paswan, Bisheshwar Paswan and Sunil Sah, assaulted the informant by means of Gupti and Bisheshwar Paswan also fired upon him but the same did not hit the informant.

Learned counsel for the petitioners submits that petitioners have falsely been implicated in this case along with large number of accused persons and from perusal of the First Information Report, it appears that no overt act has been alleged against the petitioners. He further submits that petitioners have got no criminal antecedent. He next submits that the co-accused persons against whom there is allegation of assault by means of Gupti and firing have been granted bail by different Co-ordinate Benches of this Court in Criminal Misc. No. 5311 and 18401 of 2018 respectively. He further submits that co-accused Bhim Paswan (Criminal Misc. No. 56036 of 2021), Manoj Paswan (Criminal Misc. No. 56329 of 2021), Gorelal Paswan and Biro Paswan (Criminal Misc. No. 59712 of 2021) and Arjun Paswan, Kamleshwari Paswan and Lucho Pandit (Criminal Misc. No. 66474 of 2021) have been granted bail by this Court. He further submits that the petitioners are in custody since 08.07.2021 charge sheet has already been submitted and as such there is no likelihood that the petitioners will abscond or tamper with the



evidence.

Regard being had to the submissions made by the parties and taking into consideration the materials available on record and the fact that petitioners have got no criminal antecedent, similarly situated co-accused persons have been granted bail by this Court, they are in custody since 08.07.2021 and charge sheet has already been submitted, I am inclined to grant regular bail to the petitioners.

Accordingly, let the petitioners, above named, be released on regular bail on furnishing bail bond of Rs. 10000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Begusarai, in connection with Muffasil Police Station Case No. 274 of 2014.

(Anil Kumar Sinha, J.)

Prabhakar Anand/-

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