

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.3722 of 2022

Arising Out of PS. Case No.-134 Year-2021 Thana- INDUSTRIAL District- Bhagalpur

GULSHAN RAY @ GULSHAN KUMAR RAY S/o Binod Ray @ Binod
Kumar Ray Resident of Ward No. 2 Narktia, P.S.- Kharik, District- Bhagalpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Viveka Nandsingh

For the Opposite Party/s : Mr.Shyameshwar Dayal

**CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR
PANDEY**

ORAL ORDER

2 11-08-2022 The learned counsel for the petitioner is directed to
remove all the defects pointed out by the office within one month.

Heard the learned counsel for the petitioner as well as
the learned Additional Public Prosecutor for the State.

The petitioner apprehends his arrest in connection
with Industrial Area P.S. Case No. 134 of 2021 registered for the
offences punishable under Sections 341, 323, 504, 307, 353, 223,
147, 149 of the Indian Penal Code.

As per allegation, the informant, who is Mining
Inspector, stopped a tractor, which was over loaded with the stone
chips. When the informant demanded Challan from the tractor
driver, he called the accused persons who badly assaulted the
informant and they also assaulted the driver of his vehicle and
attempted to snatch the arms of the SAP Constables.



Learned counsel for the petitioner has submitted that the FIR shows itself that the accused persons were without any arms whereas with the informant who is Mining Inspector there were security persons with him. He has submitted further that injuries on the person of informant are simple in nature.

Considering the above-mentioned facts and circumstances, the petitioner above-named, in the event of his arrest or surrender, within four weeks from today, is directed to be released on bail on furnishing bail bonds of Rs. 10,000/- with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Bhagalpur in connection with Industrial Area P.S. Case No. 134 of 2021, subject to condition as laid down under section 438(2) Cr.P.C. **The petitioner is directed to remain physically present before the Court below on each and every date by the stage of the charge.**

Office shall ensure that all defects are removed by the petitioner within the stipulated time mentioned hereinabove, failing which, the matter shall be brought to the notice of this Court.

(Nawneet Kumar Pandey, J)

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