

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.15473 of 2022

Arising Out of PS. Case No.-134 Year-2019 Thana- GHORASAHAN District- East
Champaran

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VINOJ KUMAR @ DILOJ KUMAR Son of Jagat Narayan @ Jagat Narayan
Ray Resident of Village- Bhatu Tola, P.S.- Jitana, District- East Champaran.
... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Abbhishek Kumar
For the Opposite Party/s : Mr.Abhay Kumar

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 12-09-2022 Heard learned counsel for the petitioner and learned
APP for the State.

The instant application for anticipatory bail has been
filed by the petitioner apprehending his arrest in connection with
Ghorasahan P.S. Case no. 134 of 2019 instituted for the offence
under Sections 341, 323, 324, 307, 353 and 34 of the Indian Penal
Code.

As per allegation in the FIR, petitioner along with other
co-accused persons have created hindrance to the police party in
discharging the official duty and they succeeded to make free the
apprehended accused Vijay Ram.

Learned counsel appearing on behalf of the petitioner
has submitted that petitioner is innocent and has committed no
offence. General and omnibus allegations have been levelled
against him. He was only the member of the mob. He has got no



criminal antecedent. There is not a single independent witness to support the prosecution case. Neither the petitioner was arrested on spot nor any incriminating article has been recovered from his possession. His name has dragged in the present case on the basis of confessional statement of co-accused Vijay Ram before the police, which has got no evidentiary value in the eye of law.

Learned APP appearing for the State has opposed the prayer of Bail.

Having heard learned counsel for the parties and in the facts and circumstances of the case as stated above, this Court is inclined to enlarge the petitioner on bail. The petitioner is directed to surrender in the Court below within a period of four weeks from today and in the event of his arrest or surrender in connection with Ghorasahan P.S. Case no. 134 of 2019, he will be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned SDJM, Sikrahna at Dhaka, East Champaran subject to the conditions as laid down under section 438(2) of the Cr.P.C.

(Sunil Kumar Panwar, J)

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