

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.20041 of 2022

Arising Out of PS. Case No.-89 Year-2021 Thana- BAKHTIYARPUR District- Patna

Uttam Mochi Son Of Preman Das, R/O Village- Rawaich, P.S.- Bakhtiyarpur,
District- Patna

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr.Suraj Kumar, Advocate

For the Opposite Party/s : Mr.Shailendra Kumar Singh, APP.

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 21-07-2022 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner seeks regular bail in connection with
Bakhtiyarpur P.S. Case No. 89 of 2021 lodged under Sections
341, 323, 324, 379 and 308/34 of the Indian Penal Code.

The prosecution case is that when the informant
alongwith his family members were sitting at his house then all
of a sudden, Uttam Mochi alongwith others reached there and
attacked with weapons, in result injury took place to the
informant's side and the present case has been lodged.

Learned counsel for the petitioner submits that
specific allegation against the petitioner is to attack on the head
of Sanjeev Mochi, in result injury took place but he further
submits that the learned lower court in the rejection order has
categorically specified going through the case diary that injury
caused by the present petitioner to the Sanjeev Kumar is simple

in nature. He further submits that present petitioner is in custody since 07.12.2021 and charge sheet has already been filed in this case. He further submits that the other co-accused persons namely, Vikash Kumar, Laxman Mochi and Prahlad Mochi were granted bail by the Co-ordinate Bench of this Court vide order dated 24.05.2022, 25.05.2022 and 15.06.2022 passed in Cr. Misc. No. 5202 of 2022, Cr. Misc. No.6117 of 2022 and Cr. Misc. No. 10078 of 2022 respectively.

Learned counsel for the State opposes the prayer for bail.

In the present facts and circumstances and the submissions made above, let the petitioner above named, be granted bail on furnishing bail bonds of Rs.20,000/- (Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Addl. Chief Judicial Magistrate-III, Barh, Patna in connection with Bakhtiyarpur P.S. Case No. 89 of 2021, subject to the conditions as laid down under Section 437(3) of Cr.P.C.

(Dr. Anshuman, J.)

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