

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.29341 of 2021**

Arising Out of PS. Case No.-400 Year-2019 Thana- BAHERA District- Darbhanga

KAUSHAL KUMAR CHAUDHARY Son of Vinay Kumar Chaudhary
Resident of Village- Haripur, P.S.- Bahera, District- Darbhanga.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Madhusudan Kumar

For the Opposite Party/s : Mr. Chandra Bhushan Prasad

**CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER**

2 09-02-2022 This matter has been taken up for hearing online
because of COVID-19 pandemic restrictions.

Heard learned counsel for the petitioner and learned
APP for the State.

Learned counsel for the petitioner is expected to
honour his undertaking to remove the defects as pointed out by
the office when called upon to do so by the office.

The instant application for anticipatory bail has been
filed by the petitioner apprehending his arrest in connection
with Bahera P.S. Case no. 400 of 2019 instituted for the offence
under Sections 323, 341, 379, 307, 354(B), 504, 506 and 34 of
the Indian Penal Code.

Prosecution story relates to abuse and assault to the
informant and his wife by the six accused persons including the



petitioner by means of lathi, danda and rod resulting into fracture in left hand of the wife of the informant. Accused persons forcefully entered into the house of the informant and taken away ornaments and land related documents.

Learned counsel appearing on behalf of the petitioner has submitted that petitioner is innocent and has been falsely implicated in this case. General and omnibus allegation has been levelled against him. There is case and counter case between the parties. Both parties have received injuries in the alleged occurrence. Injury received by the informant and his wife is simple in nature. He has got no criminal antecedent except the present one.

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 Bahera P.S. Case no. 400 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 A.C.J.M., Benipur subject to the
conditions as laid down under section 438(2) of the Cr.P.C.

(Sunil Kumar Panwar, J)

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