

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.23251 of 2022

Arising Out of PS. Case No.-14 Year-2022 Thana- TANDWA District- Aurangabad

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Nandu Vishwakarma @ Nandu Mistri S/o Late Bal Gobind Vishwkarma @
Late Bal Govind Vishwkarma Resident of Village- Kandi Bigha, P.S.-
Tandwa, District- Aurangabad.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

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Appearance :

For the Petitioner/s : Mr. Pramendra Kumar Singh, Advocate.
For the Opposite Party/s : Mr. Jagdhar Prasad, APP.

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CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 27-07-2022 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner seeks regular bail in connection with
Tandwa P.S. Case No. 14 of 2022 lodged under Sections 147,
148, 149, 323, 324, 307, 302, 379 of the Indian Penal Code.

As per the prosecution story, one co-accused Nirbhay
Paswan was caught raid handed by making theft of oil from
tractor. Information in this regard was given to the Sarpanch.
Sarpanch informed that he will not come at night rather he will
visit in the morning. In this panchayati one Dharmendra Singh,
Awadhesh Singh and others sat and query was made with
Nirbhay Paswan and settlement has taken place upon delivery of
10 liter of oil. On the very next day at about 6.30 p.m. one

Dhiraj Vishwkarma was abusing to Pintu Sao. Informant has further disclosed that 10 persons including the present petitioner started assaulting the informant party by lathi, danda, rod and brick, as a result of which father of the informant sustained serious injuries on his head and his cousin also got injury in her shoulder and hand. There was grievous injury to Rakesh Sao about which information was given to the local police and they went to the Nabinagar Hospital for treatment and during treatment father of the informant died on 09.02.2022.

Learned counsel for the petitioner submits that petitioner is innocent and has committed no offence. Petitioner is basically not a member of mob rather he was the member who use to console the dispute and requesting to the parties to resolve their dispute. It has also been mentioned by the learned counsel for the petitioner that he is in custody since 11.02.2022. There is no specific allegation against the petitioner, all the allegations are general and omnibus in nature. The antecedent of petitioner is clean.

Learned counsel for the State opposes the prayer for bail.

Considering the facts and circumstances of this case and the submissions made above, let the petitioner above

named, be granted bail on furnishing bail bonds of Rs.20,000/-
(Rupees Twenty thousand) with two sureties of the like amount
each to the satisfaction of learned Chief Judicial Magistrate,
Aurangabad in connection with Tandwa P.S. Case No. 14 of
2022, subject to the conditions as laid down under Section
437(3) of Cr.P.C.

With this observation, the bail application stands
allowed.

(Dr. Anshuman, J.)

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