

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.28798 of 2022

Arising Out of PS. Case No.-106 Year-2021 Thana- CHAND District- Kaimur (Bhabua)

1. KRISHANANDAN MISHRA @ MALIK MISHRA @ KRISHNA NAND MISHRA Son of Rajeshwar Mishra Resident of Village - Kadiyara, P.S.- Chand, Distt.- Kaimur.
2. Abhimanu @ Mannu Mishra Son of Rajeshwar Mishra Resident of Village - Kadiyara, P.S.- Chand, Distt.- Kaimur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Surendra Kumar Mishra, Adv.
For the Opposite Party/s : Mr.Akhileshwar Dayal, APP

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

3 20-10-2022 Heard learned counsel for the petitioners and learned
Additional Public Prosecutor for the State.

Learned counsel for the petitioners is directed to remove
the defects within four weeks.

The petitioners apprehend their arrest in a case registered
for the offence punishable u/s 341/ 323/ 307/ 325/ 379/ 427/
504/ 506 and 34 of the IPC.

Allegation against petitioner no.1 is that he took
Rs.2100/- from the Dickey of Bolero vehicle of informant and
allegation against petitioner no.2 is that he assaulted on the head
of informant by means of Garasa.

It is submitted by learned counsel for the petitioners that



petitioners are quite innocent and have committed no offence. They have been falsely implicated in this case. No such occurrence, in the manner as alleged, has ever taken place. The allegation leveled against the petitioners is not specific rather general and omnibus in nature. It is submitted that there is a land dispute between the parties. As per the injury report, the injury sustained by informant is simple in nature. Petitioners have two criminal antecedent.

Learned APP for the State opposed the prayer for bail.

Having regard to the facts and circumstances of the case, since the injury is simple in nature, let the above named petitioners, be released on bail, in the event of their arrest or surrender before the learned Court below within a period of six weeks from today, on furnishing bail bond of Rs. 25,000/- (Rupees Twenty Five Thousand) each with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending/Successor Court in connection with Chand P.S. Case No.106 of 2021, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

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