

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.33457 of 2022

Arising Out of PS. Case No.-108 Year-2022 Thana- HISUWA District- Nawada

Ritesh Kumar Son Of Sri Surendra Sharma Permanent Resident Of Mohalla/Colony- Kanchan Bagh, Hisua, P.S.- Hisua, District- Nawada, At Present Posted As Preventive Officer, Appraising Legal Section (PORT) At The Office Of Principal Commissioner Of Customs, 15/1 Strand Road, Custom House, Kolkata-700001 And Residing At 179. Shanti Pally, Custom Quarter, P.S.- Kasba, District- Kolkata, 700107 (WEST Bengal)

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Mritunjay Kumar
For the Opposite Party/s : Mr.Nagendra Prasad

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 15-11-2022 Heard learned counsel for the petitioner and the State.

Petitioner apprehends arrest in a case registered for the offence punishable under Sections 307, 506/34 and other sections of Indian Penal Code.

As per prosecution case, this petitioner along other accused persons and 15-20 unknown persons surrounded the informant and then abused and assaulted him.

Learned counsel appearing for the petitioner submits that the petitioner is innocent and has falsely been implicated in this case. It is further submitted that specific accusation of assault is against one co-accused Nitish Kumar and so far this petitioner is concerned no specific overt act has been alleged



against him. Moreover, it is submitted that petitioner is Preventive Officer at Custom House, Kolkata and on the date of occurrence of the alleged incident he was in Kolkata. Petitioner has got clean antecedent.

Considering the aforesaid facts and circumstances, let the above named petitioner in the event of his arrest/surrender before the court below within a period of thirty days from the date of receipt/production of copy of this order, be enlarged on bail on furnishing bail-bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of Chief Judicial Magistrate, Nawada in Hisua P. S. Case No. 108 of 2022, subject to condition as laid down under Section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Singh, J)

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