

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.35695 of 2022

Arising Out of PS. Case No.-45 Year-2022 Thana- NOORSARAI District- Nalanda

1. VEERU KUMAR @ VEERU PASWAN SON OF AZAD PASWAN Resident at Village- Godiha, P.S.- Noorsarai , District- Nalanda (Bihar).
2. ASHIQUE PASWAN SON OF AZAD PASWAN Resident at village- Godiha, P.S.- Noorsarai, District- Nalanda (Bihar).
3. BIDESH PASWAN SON OF BALESHWAR PASWAN Resident at village- Godiha, P.S.- Noorsarai, District- Nalanda (Bihar).

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

with

CRIMINAL MISCELLANEOUS No. 39539 of 2022

Arising Out of PS. Case No.-45 Year-2022 Thana- NOORSARAI District- Nalanda

SHERU PASWAN S/o Rangesh Paswan Lakri R/o village- Godiha, P.S.- Noorsarai, District- Nalanda

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

(In CRIMINAL MISCELLANEOUS No. 35695 of 2022)

For the Petitioner/s : Mr.Subodh Kumar

For the Opposite Party/s : Mr.Prem Kumar Jha

(In CRIMINAL MISCELLANEOUS No. 39539 of 2022)

For the Petitioner/s : Mr.Rahul Kumar

For the Opposite Party/s : Mr. Mritunjay Kumar Nirala

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 21-11-2022 Heard learned counsel for the petitioners and learned
Additional Public Prosecutor for the State.

Learned counsel for the petitioners undertakes to
remove the defects within three weeks. In the eventuality of



non-removal of defects within undertaken period, the office will place the matter before the Bench.

The petitioners are apprehending their arrest in a case registered for the offence punishable under Sections 147, 149, 188, 341, 323, 332, 333, 337, 338, 353, 307 and 427 of the Indian Penal Code and Section 3 of Prevention of Damage to Public Property Act, 2009 and Section 9 of the Bihar Control of Use & Play of the Loudspeaker Act, 1955.

Petitioners along with other co-accused is said to have attacked the police force by throwing bricks stones due to which one vehicle got damaged and two home guards sustained injuries.

Learned counsel for the petitioners submits that the petitioners are innocent and have been falsely implicated in this case. He submits that there is general and omnibus allegation levelled against the petitioners. He submits that there is no specific overt act against the petitioners. He further submits that petitioners have no criminal antecedent as stated in para-3 of this application.

Learned APP for the State opposes the prayer for bail.

Considering the facts and circumstances of the case and the fact that there is no specific overt act against the



petitioners, let the above named petitioners in the event of their arrest or surrender before the learned Court below within a period of six weeks from today, be enlarged on bail on furnishing bail bonds 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 Noorarai P.S. Case No. 45/2022, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

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