

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.37593 of 2022

Arising Out of PS. Case No.-101 Year-2022 Thana- HARNAUT District- Nalanda

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1. MANIJ PASWAN @ MANIT KUMAR SON OF SHYAM PASWAN R/O VILLAGE- CHERAN, P.S.- HARNAUT, DISTT.- NALANDA
 2. SHYAM PASWAN SON OF LATE SIGHESHWAR PASWAN @ SINGESHWAR PASWAN R/O VILLAGE- CHERAN, P.S.- HARNAUT, DISTT.- NALANDA

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s :	Mr.Satya Ranjan Sinha
For the Opposite Party/s :	Mr.Nawal Kishore Prasad

CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH SINGH

ORAL ORDER

2 12-10-2022 Learned counsel for the petitioners is permitted to remove defect (s), as pointed out by the office, if any, within a period of four weeks on resumption of physical mode.

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

The petitioners have preferred this application for grant of regular bail in a case registered under sections 147, 149, 341, 323, 337, 504, 506 and 326 of the Indian Penal Code.

As per the prosecution case, the petitioners and the co-accused persons came to the street of the informant's house and started abusing and pelting bricks which caused head injury to the



informant. After that the co-accused persons also went to the hospital and assaulted other persons causing injuries on eye and head.

Learned counsel for the petitioners has submitted that the petitioners are innocent and have falsely been implicated in this case. Nothing has been recovered from the possession of the petitioners. Both the parties are *pattidars*. There is general and omnibus allegation against the petitioners. Learned counsel has further submitted that it is not clear from the F.I.R. as to whose eye was injured and there is nothing on record to show that the eye of the victim was damaged. The petitioners have clean antecedent as stated in para 3 of the bail petition. The petitioners are in custody since 30.04.2022

Learned A.P.P. for the State has opposed the bail petition of the petitioners by submitting that one of the injured sustained injury on his eye which is grievous in nature.

Considering the aforesaid facts, circumstances of the case and the fact that there is general and omnibus allegation against the petitioners, the petitioners above-named, are directed to be enlarged on bail on furnishing bail-bond of Rs. 20,000/- (Rupees Twenty Thousand) each with two sureties of the like amount each to the satisfaction of learned Court concerned Nalanda at Biharsharif, in connection with Harnaut P.S. Case No. 101 of 2022, with a condition:-



1. The petitioners are directed to remain physically present before the learned Court below on each and every date, failing which on two consecutive dates without reasonable cause, the prosecution will be at liberty to move for cancellation of their bail bonds.

The application stands allowed.

(Chandra Prakash Singh, J)

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