

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.40110 of 2022**

Arising Out of PS. Case No.-12 Year-2022 Thana- NIMCHAKBATHANI District- Gaya

Bijlee Miyan @ Md. Ilyas Khan Son Of Rasool Miyan R/O Village-
Dharamchak, P.S.- Neemchak Bathani In The District- Of Gaya

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Braj Nandan Kumar Tiwary

For the Opposite Party/s : Mr. Mithlesh Kumar Khare

**CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER**

2 22-11-2022 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

Learned counsel for the petitioner 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 petitioner is apprehending his arrest in a case registered for the offence punishable under Sections 341, 323, 307 and 504 of the Indian Penal Code.

Allegation against the petitioner of irrigation of informant's land and of assaulting the informant by means of lathi blow.

Learned counsel for the petitioner submits that the petitioner is innocent and has been falsely implicated in this



case. He submits that there is a dispute related to irrigation of land. He further submits that injuries found upon the victim is simple in nature. He further submits that petitioner has 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 civil dispute between the parties and injuries found upon the victim are simple in nature, let the above named petitioner in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, be enlarged on bail on furnishing bail bond of Rs.25,000/- (Rupees Twenty Five Thousand) 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 Neemchak Bathani P.S. Case No.12/2022, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

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