

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.8659 of 2021

Arising Out of PS. Case No.-251 Year-2020 Thana- KESARIA District- East Champaran

JITENDRA DASH, aged about 25 years (Male), S/o Bhaju Das, Resident of
Village Trilokwa, P.S. Kesariya, District - East Champaran.

... .. Petitioner

Versus

THE STATE OF BIHAR

... .. Opposite Party

Appearance :

For the Petitioner : Mr. Sunil Kumar No.III, Advocate

For the Opposite Party : Mr. Aditya Narayan Singh No. 1, A.P.P.

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 28-02-2022 Heard learned counsel for the petitioner and learned
counsel for the State.

Learned counsel for the petitioner is directed to
remove the defects, as pointed out by the office, within a period
of four weeks.

The petitioner is apprehending his arrest in
connection with Kesariya P.S. Case No. 251/2020 for the
offence registered under Sections 147, 148, 149, 341, 323, 324,
307, 354(A)(B), 379, 504 and 506 of the I.P.C.

The prosecution story, in brief, is that the petitioner
and others abused and assaulted the informant and his mother. It



is also alleged that accused persons took Rs. 5500/- from the informant and also snatched gold chain worth Rs. 28,000/- from the neck of the informant's mother.

It has been submitted by learned counsel for the petitioner that the petitioner has got no criminal antecedent. There is no allegation of tampering with the witnesses alleged against the petitioner. The petitioner has falsely been implicated in the present case. There is case and counter case between the parties. Free fight is alleged to have taken place between the parties. Injury on the side of accused persons has not been explained by the prosecution. The prosecution has not come with clean hands.

On behalf of the State, it is submitted that the petitioner is named in the F.I.R.

Considering the aforesaid facts and circumstances of the case, let the petitioner above named, in the event of arrest or surrender before the learned court below within a period of twelve weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned A.C.J.M.-3, Motihari, East Champaran, in connection with Kesariya P.S. Case No. 251 of 2020, subject to



the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

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