

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.6898 of 2021

Arising Out of PS. Case No.-145 Year-2020 Thana- KAUWAKOL District- Nawada

SHANKAR CHOUDHARY S/O LATE FAGUNI CHOUDHARY
RESIDENT OF VILLAGE-SEKHO DEORA, P.S.-KAUWAKOL,
DISTRICT-NAWADA.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Md. Najmul Hodda

For the Opposite Party/s : Mr.APP

CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR
ORAL ORDER

4 02-02-2022 Heard Mr. Abdul Mannan Khan, the learned

counsel for the petitioner for the petitioner and learned APP

for the State.

The petitioner seeks bail in anticipation of his
arrest in connection with Kauwakol P.S. Case No. 145 of
2020 instituted for the offences under Sections 341, 307,
447 and 34 of the Indian Penal Code.

The petitioner amongst others is said to have
assaulted many persons of the family of the informant as
also the informant.

The informant has received injuries on his head.
The nature of such injury has not yet been received.



The learned counsel for the petitioner has submitted that though there is reference of many persons having been assaulted in the F.I.R. but according to his instruction, only Manoj Choudhary has been injured.

Considering the aforesaid submissions made on behalf of the petitioner, case diary was called for vide order dated 21.12.2021 and the petitioner was granted provisional bail.

The diary however indicates that apart from Manoj Chaudhary, two other persons were also injured but both of them have received simple injuries. So far as the injury to Manoj Chaudhary is concerned, it is a lacerated wound of 3" x 1" on the right parietal area with bleeding from nose and mouth but the opinion regarding the same has been reserved pending further medical investigation.

There is no indication in the case diary that any such report regarding final assessment of nature of injury has been received as yet.

There is a delay of four days in lodging the First Information Report and there is a pending dispute between



Manoj Chaoudhary, the informant and his brother and the petitioner has falsely been implicated in this case because of his having sympathies for the other side.

Considering the afore-noted facts, the provisional bail granted to the petitioner by order dated 21.12.2021, is hereby confirmed.

The petitioner shall remain on the same bail bonds.

The application stands allowed.

(Ashutosh Kumar, J)

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