

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.51227 of 2022

Arising Out of PS. Case No.-93 Year-2022 Thana- KATIHAR NAGAR District- Katihar

DIPAK KUMAR CHAUHAN @ PUKUWA Son of Gopal Chauhan R/O- Lal
Kothi, P.S.- Katihar, Distt.- Katihar

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sanjeev Kumar Singh
For the Opposite Party/s : Mr.Vinod Shanker Modi

**CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH
SINGH**

ORAL ORDER

2 21-12-2022 Learned counsel for the petitioner 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 petitioner and learned
A.P.P for the State.

The petitioner has preferred this application for grant
of regular bail in a case registered under sections 341, 323, 307
and 506 read with 34 of the Indian Penal Code.

As per the prosecution case, due to previous enmity,
the petitioner assaulted the informant's son with a bamboo stick
and the co-accused assaulted him with an iron rod causing
severe injuries.

Learned counsel for the petitioner has submitted that



the petitioner is innocent and has falsely been implicated in this case. Nothing has been recovered from the conscious possession of the petitioner. There is a delay of 15 days in lodging of the F.I.R. from the date of occurrence. The petitioner has clean antecedent as stated in para 3 of the bail petition. The petitioner is in custody since 15.06.2022.

Learned A.P.P. for the State has vehemently opposed the bail petition of the petitioner by submitting that as per the injury report the injury was dangerous to life.

Considering the aforesaid facts and circumstances of the case as well as the period of detention, the petitioner above-named, is directed to be enlarged on bail on furnishing bail-bond of Rs.20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Court concerned, Katihar in connection with Katihar Town P.S. Case No. 93 of 2022.

The application stands allowed.

(Chandra Prakash Singh, J)

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