

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.53245 of 2022**

Arising Out of PS. Case No.-179 Year-2022 Thana- JAHANABAD District- Jehanabad

SUBHASH KUMAR @ IMAINUL RAJ Son of Moti Kumar @ Moti Das  
Resident of Village - Shaheed Bhagat Singh Nagar, East of male Office,  
Jehanabad, P.S. and Distt.- Jehanabad.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Binoy Kumar

For the Opposite Party/s : Mr. Shyameshwar Dayal

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

2      13-12-2022                      Heard learned counsel for the petitioner and  
learned A.P.P. for the State.

Learned counsel for the petitioner undertakes to  
remove the defect (s), as pointed out by the office, within a  
period of four weeks.

The petitioner apprehends his arrest in a case  
registered for the offences punishable under Sections 147, 341,  
323, 337, 338, 353, 427, 504 & 506 of the Indian Penal Code.

The allegation against the petitioner is that he along  
with other co-accused is said to have pelted stones, obstructed  
the public servant in execution of the public duty and taken law  
and order in his hand by attacking on the police party.

It is submitted by learned counsel for the



petitioner that no such occurrence as alleged ever took place. He has been falsely implicated in this case. The allegation levelled against the petitioner is not specific rather general and omnibus in nature. As a matter of fact, on the date and time of alleged occurrence, the petitioner was not present at the place of occurrence rather only being the full brother of the arrested two accused persons his name has been mentioned in the F.I.R. The injury sustained by the victim is simple in nature. Petitioner has no criminal antecedent as mentioned in para-3 of this application.

Having regard to the facts and circumstances of the case, let the above named petitioner, be released on bail, in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, 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 Jehanabad P.S. Case No. 179 of 2022, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

**(Anjani Kumar Sharan, J)**

Trivedi/-

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