

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.62528 of 2022

Arising Out of PS. Case No.-55 Year-2022 Thana- THAKRAHA District- West Champaran

UJWAL TIWARI @ UJWAL KUMAR TIWARI S/O LATE BIRENDRA
TIWARI @ BIRENDRA TIWARI R/v- Thakraha Bazari Tola, P.S.- Thakraha,
District- West Champaran

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

WITH
CRIMINAL MISCELLANEOUS No. 62745 of 2022

Arising Out of PS. Case No.-55 Year-2022 Thana- THAKRAHA District- West Champaran

BANTI TIWARI @ RAJANISH TIWARY Son of Pramod Tiwari Resident of
village - Thakraha Bazari Tola, P.S. - Thakraha, District - West Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

(In CRIMINAL MISCELLANEOUS No. 62528 of 2022)

For the Petitioner/s : Mr. Milind Kumar Mishra

For the Opposite Party/s : Mr. Amitesh Kumar

(In CRIMINAL MISCELLANEOUS No. 62745 of 2022)

For the Petitioner/s : Mr. Milind Kumar Mishra

For the Opposite Party/s : Mr. Ramchandra Sahni

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 23-12-2022 As both these bail applications have cropped up from

the same police station case number, hence, with consent of

parties, they are being heard together and disposed of by this

common order.

Heard learned counsel for the petitioners and learned

A.P.P. for the State.



The petitioners apprehend their arrest in a case registered for the offences punishable under Sections 147, 148, 149, 341, 323, 324, 307 & 504 of the Indian Penal Code.

While the son of the informant had gone to see orchestra, all the F.I.R. named accused persons including these petitioners are said to have assaulted him by means of lathi, farsa, sword and iron rod with an intention to kill him.

It is submitted by learned counsel for the petitioners that no such occurrence as alleged ever took place. Petitioners have been falsely implicated in this case. The allegation levelled against the petitioners is not specific rather general and omnibus in nature. The injury sustained by the victim is simple in nature. There is inordinate and abnormal delay of two days in lodging the F.I.R. without assigning any plausible and convincing reason for the said delay.

Having regard to the facts and circumstances of the case, let the above named petitioners, be released on bail, in the event of their 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) each with two sureties of the like amount each to the satisfaction of the learned lower Court where the case is pending/successor Court in



connection with Thakraha P.S. Case No.55 of 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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