

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.6698 of 2023

Arising Out of PS. Case No.-46 Year-2020 Thana- NAANPUR District- Sitamarhi

RAJESH YADAV @ FULKA @ FULANGA S/O BACHA YADAV R/v-
Nayatol, P.S.- Nanpur, District- Sitamarhi

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ashok Kumar Jha, Advocate

For the Opposite Party/s : Mr. Arun Kumar Pandey, Addl. Public Prosecutor

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 17-04-2023 Heard learned counsel for the petitioner and the
State.

Petitioner apprehends arrest in a case registered for
the offence punishable under sections 341, 323, 324, 354B, 379,
504, 506/34 of the Indian Penal Code.

As per the FIR, on 7.02.2020, this petitioner along
with other co-accused persons assaulted the informant with
lathi-danda, farsa and rod. It is further alleged that the petitioner
and other co-accused wanted to get the informant's house
vacated forcibly.

Learned counsel for the petitioner submits that
petitioner is innocent and has been falsely implicated in this
case. There is delay of one day in lodging the FIR for which
there is no explanation. Informant is own cousin brother of the
petitioner. No such occurrence as narrated in the FIR has taken



place and sections 354 and 379 are ornamental. There is land dispute between the parties. Petitioner claims clean antecedent.

Learned counsel for the State opposes the bail petition of the petitioner.

Considering the aforesaid facts and circumstances of the case, in the event of arrest or surrender within six weeks from today, let the petitioner, as named above, be enlarged on bail on furnishing bail bond of Rs.10,000/-(ten thousand) with two sureties of the like amount each to the satisfaction of the learned Sub-Divisional judicial Magistrate, Pupri at Sitamarhi in Nanpur P.S. case no.46 of 2020 subject to the conditions laid down under section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Singh, J)

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