

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.14134 of 2023

Arising Out of PS. Case No.-304 Year-2022 Thana- BIRPUR District- Supaul

1. SURYA NARAYAN PASWAN S/O LATE ASARFI PASWAN R/v- Parwaha, Ward No.- 7, P.S.- Balua Bazar, District- Supaul
2. AMLESH PASWAN S/O SURYA NARAYAN PASWAN R/v- Parwaha, Ward No.- 7, P.S.- Balua Bazar, District- Supaul

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Kamal Kishore Singh, Adv.

For the Opposite Party/s : Mr.Dilip Kumar No.1, APP

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 12-05-2023 Heard the parties.

The petitioners apprehend their arrest in a case registered for the offence punishable u/s 302, 504, 34 of the IPC.

As per the prosecution case, the F.I.R. named accused persons including the petitioners assaulted the husband of the informant, who collapsed on the spot.

It is submitted by learned counsel for the petitioners that petitioners are quite innocent and have committed no offence. They have been falsely implicated in this case due ulterior motive. No such occurrence, in the manner as alleged, has ever taken place. The allegation leveled against the petitioners is not specific rather general and omnibus in nature. The specific



allegation is against the co-accused Mithlesh Paswan. Petitioner no.1 is only the order giver and petitioner no.2 was only accompanying the main assailant. Petitioners have no criminal antecedent.

Learned APP for the State opposed the prayer for bail.

Having regard to the facts and circumstances of the case, since there is no specific overt act against the petitioners, 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 court below where the case is pending/Successor Court in connection with Birpur (Balua Bazar) P.S. Case No.304 of 2022, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

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