

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.16424 of 2023

Arising Out of PS. Case No.-65 Year-2022 Thana- GAMAHARIYA District- Madhepura

Santosh Sarma @ Santosh Sharma @ Santosh Kumar Son Of Late Mahindra
Sharma @ Mahinder Sharma R/O Village- Chikni Khar, Ward No.11, P.S.-
Gamharia, District- Madhepura

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Bhaskar Shankar

For the Opposite Party/s : Mr.Uday Pratap Singh

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 23-06-2023 Heard learned counsel for the petitioner and
learned APP for the State.

The petitioner has prayed for regular bail in a case
registered for the offence punishable under sections 302,
307, 326, 324, 323, 447, 504, 506, 341/34 of the Indian
Penal Code.

As per FIR, the allegation against the petitioner
along with co-accused persons is that they assaulted the
father of the informant with intention to kill him due to land
dispute.

Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence. He has



falsely been implicated in this case due to previous enmity. There is no specific allegation of assaulting attributed against the petitioner rather general and omnibus allegation attributed against him. It is further submitted that in this alleged occurrence both parties sustained injuries. The petitioner is languishing in judicial custody since 21.04.2022.

Learned APP appearing for the state has opposed the prayer of regular bail.

Having heard learned counsel for the parties and considering the facts and circumstances of the case as well as custody of the petitioner, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be released on bail in connection with Gamharia P.S. Case No. 65 of 2022 on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned CJM, Madhepura.

(Sunil Kumar Panwar, J)

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