

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.19694 of 2023

Arising Out of PS. Case No.-432 Year-2022 Thana- SAHEBGANJ District- Muzaffarpur

SHUBHASH MISHRA S/O- MUNNA MISHRA Village- Balthi Gausi Ps-
Sahebganj Dist- Muzaffarpur

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Jata Shankar Jha

For the Opposite Party/s : Mr.Binod Kumar

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 19-05-2023 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner has prayed for regular bail in a case
instituted for the offence under Sections 341, 323, 324, 307,
504, 506/34 of the Indian Penal Code.

The allegation against the petitioner along with others
is of assaulting the informant by means of *lathi* and *danda*. It is
further alleged that the petitioner stabbing knife in the
informant's abdomen with an intention to kill, due to which
serious injury caused to him.

It is submitted by learned counsel for the petitioner
that petitioner has been falsely implicated in this case due to old
dispute. He has committed no offence. There has been delay of
26 days in lodging the FIR. Petitioner and informant are own



Gotiya and admittedly, there is a dispute between two family and taking advantage of the incident aforesaid, the informant has falsely implicated the petitioner and his family members. There is general and omnibus allegation against the petitioner. Petitioner has got no criminal antecedent as stated in para-3 of the bail petition. He is languishing in judicial custody since 15.11.2022.

The application for bail is opposed by learned APP for the State.

Having heard learned counsel for the parties and considering the facts and circumstances of the case, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) with two sureties of the like amount each to the satisfaction of the learned Judicial Magistrate-1st Class, Muzaffarpur (West) in connection with Sahebganj P.S. Case No. 432 of 2022.

(Sunil Kumar Panwar, J)

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