

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL APPEAL (SJ) No.2043 of 2022

Arising Out of PS. Case No.-108 Year-2022 Thana- DAUDNAGAR District- Aurangabad

RAJU SHARMA Son of Jainandan Sharma Resident of Village - Arai, P.S.-
Daudnagar in the distt. of Aurangabad.

... .. Appellant/s

Versus

1. The State of Bihar
2. Raju Rajbanshi Late Chauki Rajbanshi Resident of Village- Arai Tola Devi
Bigha, P.S.-Daudnagar, District- Aurangabad

... .. Respondent/s

Appearance :

For the Appellant/s : Mr.Sunil Kumar
For the Respondent/s : Mr.Binay Krishna

CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

4 25-02-2023 Heard learned counsel for the appellant and learned
counsel for the State. Despite service of notice the opposite
party no. 2 has not appeared.

This appeal is directed against the order dated
23.05.2022 passed by 1st Additional Sessions Judge-cum-Special
Judge, SC/ST, Aurangabad in connection with Daudnagar P.S.
Case No. 108 of 2022, whereby and whereunder the prayer for
grant of anticipatory bail to the appellant has been rejected.

Learned counsel for the appellant submits that
appellant has not committed any offence as alleged in the first
information report and he has been falsely implicated in this
case due to village politics. There is case and counter case



between the parties. The appellant has no criminal antecedent.

Considering the facts and circumstances of the case and the submissions advanced on behalf of the parties, this Court is inclined to grant bail. The appellant, above named, is directed to be released on bail on furnishing personal bond to the satisfaction of 1st Additional Sessions Judge-cum-Special Judge SC/ST Act, Aurangabad in connection with Daudnagar P.S. Case No. 108 of 2022 subject to the conditions laid down under section 438(2) of the code of Criminal Procedure.

The impugned order is set aside.

(Arvind Srivastava, J)

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