

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.38946 of 2023

Arising Out of PS. Case No.-77 Year-2023 Thana- SHAMBHUGANJ District- Banka

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Jagat Narayan Pandey Late Bhola Nath Pandey Village Rutpai, P.S.
Shambhuganj, Dist. Banka

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sanjeev Kumar Mishra, Adv.

For the Opposite Party/s : Mr. Dr. Indihar Kumari, APP

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CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 07-07-2023 Let the defect(s), if any, be removed within two weeks
from today.

Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner seeks regular bail in connection with
Shambhuganj P.S. Case No. 77 of 2023 G.R. No. 843 of 2023
lodged under Sections 302 /34 of the I.P.C.

As per the prosecution case, the F.I.R. has been
lodged against named accused persons in which a general and
omnibus allegation has been made in this case.

Learned counsel for the petitioner submits that in the
F.I.R., it is very much clear that land dispute was going on and
threatening was made from the side of the accused persons as
mentioned in the F.I.R.. Counsel submits that on the ground of
suspicion, the name of 9 accused persons have been described in
the F.I.R., in which all are the family members.

Counsel further submits that petitioner is in custody since 16.03.2023 having clean antecedent and charge-sheet has already been submitted in this case. Counsel submits that the petitioner is old aged person of about 89 years and he is unnecessarily languishing in jail.

Counsel further submits that due to his old age, he is suffering from various diseases and he is not able to work properly.

Learned counsel for the State opposes the prayer for bail.

In the present facts and circumstances of this case and the submissions made above, let the petitioner above named, be granted bail on furnishing bail bonds of Rs.30,000/- (Rupees Thirty thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Banka in connection with Shambhuganj P.S. Case No. 77 of 2023, subject to the conditions as laid down under Section 437(3) of Cr.P.C.

With this observation, the bail application stands allowed.

(Dr. Anshuman, J.)

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