

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.45315 of 2023**

Arising Out of PS. Case No.-505 Year-2022 Thana- DEEPNAGAR District- Nalanda

KARU YADAV S/o- RADHE YADAV Village- Kako Bigha Ps- Deepnagar
Dist- Nalanda

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Raj Kishor Prasad

For the Opposite Party/s : Mr. Mukesh Kumar Singh

**CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER**

2 28-07-2023 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has prayed for regular bail in a case registered for the offence punishable under sections 147, 149, 323, 342, 307, 379, 504, 505 of the Indian Penal Code.

3. As per prosecution case, the petitioners along with other co-accused persons, in the background of some dispute, became violent and assaulted to the informant as well as his family members by means of rod, *lathi* and *danda* due to which they sustained injuries.

4. 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 case and counter case between the parties for the same occurrence and the petitioner's side has got registered



Deepnagar P.S. Case No. 510 of 2022 against the petitioner's side for assault and causing injuries. The petitioner has got no criminal antecedent as stated in para-3 of the bail petition. Moreover, similarly situated co-accused Dharmendra Yadav and Mahendra Yadav have already been granted bail by a co-ordinate Bench of this court vide order dt. 16.5.2023 passed in Cr. Misc. No. 19383 of 2023. It is further submitted that the petitioner is languishing in judicial custody since 14.3.2023.

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

6. 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 Deepnagar P.S. Case No. 505 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 Chief Judicial Magistrate, Nalanda at Biharsharif.

(Sunil Kumar Panwar, J)

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