

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.46176 of 2023

Arising Out of PS. Case No.-572 Year-2022 Thana- SUPAUL District- Supaul

1. GULAB KAMAT SON OF LATE MISHRILAL KAMAT RESIDENT OF VILLAGE- NAGAR PARISHAD, WARD NO 24, KEWAT TOLA, POLICE STATION- SUPAUL, DISTT- SUPAUL
2. HIRA KAMAT @ HIRALAL KAMAT SON OF LATE NANDLAL KAMAT RESIDENT OF VILLAGE- NAGAR PARISHAD, WARD NO 24, KEWAT TOLA, POLICE STATION- SUPAUL, DISTT- SUPAUL
3. BABHU SAHAB KAMAT SON OF LATE HOSHIYAR KAMAT RESIDENT OF VILLAGE- NAGAR PARISHAD, WARD NO 24, KEWAT TOLA, POLICE STATION- SUPAUL, DISTT- SUPAUL

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Arun, Adv.

For the Opposite Party/s : Mr.Anand Kishore Choudhary, APP

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

3 05-10-2023 Heard the parties.

2. The petitioners apprehend their arrest in a case registered for the offence punishable u/s 341, 323, 324, 307, 385, 379/34 of the IPC.

3. As per the prosecution case, the F.I.R. named accused persons including the petitioners indiscriminately assaulted the informant by means of various deadly weapons.

4. It is submitted by learned counsel for the petitioners that petitioners are quite innocent and have committed no offence. They have been falsely implicated in this case due to ulterior motive. No such occurrence, in the manner as alleged,



has ever taken place. The allegation leveled against the petitioners is not specific rather general and omnibus in nature. There is a case and counter-case between the parties and in the alleged occurrence, both sides have sustained injury, which were found simple in nature, as per the injury report enclosed in the case diary. It is further submitted that apart from that there is also a land dispute between the parties. Petitioners have two criminal antecedent.

5. Learned APP for the State opposed the prayer for bail.

6. Having regard to the facts and circumstances of the case, since the injuries are simple in nature, let the above named petitioners, be released on bail, in the event of their arrest or surrender before the learned Court below within a period of six weeks from today, on furnishing bail bond of Rs. 25,000/- (Rupees Twenty Five Thousand) each with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending/Successor Court in connection with Supaul P.S. Case No.572/2022, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

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