

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.59970 of 2023

Arising Out of PS. Case No.-228 Year-2022 Thana- KARAKAT District- Rohtas

Bhikhari Paswan @ Krishna Paswan S/O Late Hakim Paswan R/O Village-
Baruna, Ps. Bikramganj, Dist. Rohtas (BIHAR)

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Bhim Sen Upadhyay

For the Opposite Party/s : Mr.Jai Narain Thakur

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 14-09-2023 Heard learned counsel for the petitioner, informant
and learned APP for the State.

2. The petitioner has prayed for regular bail in a case
instituted for the offence under Sections 147, 148, 149, 341,
323, 504, 324, 302 of the Indian Penal Code and Section 27 of
the Arms Act.

3. As per prosecution case, the petitioner and the co-
accused persons are alleged to have assaulted and shot fired
upon the informant's brother-in-law, due to which he died.

4. 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 is no eye-witness
of the alleged occurrence. There is general and omnibus
allegation against the petitioner and no specific overt act against
the petitioner. During investigation no consistent evidence has



been collected against the petitioner. It is further submitted that the other co-accused has already been granted bail by this Court vide order dated 07.08.2023 passed in Cr. Misc. No. 35119 of 2023. Petitioner has got no criminal antecedent as stated in para-3 of the bail petition. He is languishing in judicial custody since 21.12.2022.

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

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case as well as period of custody, 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 Court below in connection with Karakat P.S. Case No. 228 of 2022.

(Sunil Kumar Panwar, J)

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