

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.60359 of 2022

Arising Out of PS. Case No.-24 Year-2022 Thana- MUZAFFARPUR SADAR District-
Muzaffarpur

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Kishor Das Son of Late Shatrughan Das Resident of Village- Khabra, P.S.-
Sadar, District- Muzaffarpur(Bihar).

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s	:	Mr.Arun Kumar, Adv.
For the Opposite Party/s	:	Mr.Anant Kumar 1, APP
For the Informant	:	Mr. Ravi Ranjan, Adv.

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

3 01-02-2023 Heard the learned counsel for the petitioner
and the learned APP for the State as also the
learned counsel appearing for the informant.

The petitioner seeks regular bail in
connection with Sadar P.S. Case No. 24/2022,
registered for the offence punishable under
Sections 341, 323, 379, 307, 504, 427 and 506/34
of the Indian Penal Code.

The case of the prosecution, in brief, is that
the informant had purchased a land, whereafter
he had constructed a boundary wall around his
land. On 12.1.2022, the accused persons
including the petitioner herein, variously armed,



had arrived at the said land of the petitioner and had started breaking the boundary wall in question, whereupon the mother and sister of the informant had restrained the accused persons, whereafter the co-accused person, namely, Shyam Das, had ordered to kill, leading to the petitioner having inflicted iron rod blow on the head of the sister of the informant, namely, Jugnu Kumari, resulting in her sustaining grievous injuries. It is also alleged that all the accused persons had then assaulted the informant and his mother by leg, fists and danda (stick).

The learned counsel for the petitioner has submitted that the petitioner is innocent, he has been falsely implicated in the present case, he is having a clean antecedent and he is languishing in custody since 29.6.2022.

Per contra, the learned APP for the State and the learned counsel for the informant have vehemently opposed the prayer for bail.

Having regard to the facts and circumstances of the case, considering the



submissions made by the learned counsel for the petitioner and taking into account the materials available on record as also having perused the order dated 31.8.2022, this Court finds that the complicity of the petitioner in the alleged occurrence is writ large from the records and the petitioner has been alleged to have inflicted iron rod blow on the head of the sister of the informant, resulting in her receiving serious injuries, hence, I am not inclined to grant bail to the petitioner at the moment, thus, the present petition stands dismissed.

(Mohit Kumar Shah, J)

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