

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.62810 of 2023

Arising Out of PS. Case No.-402 Year-2022 Thana- RAHUI District- Nalanda

Vishal Kumar S/O Dilip Paswan R/O Village- Peshaur, P.S- Rahui, Distt.- Nalanda.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Arjun Prasad

For the Opposite Party/s : Mr.Umeshanand Pandit

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 09-10-2023 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 341, 323, 354(B), 307, 506 and 34 of the Indian Penal Code and Sections 8 and 12 of the POCSO Act.

3. Allegation against the petitioner along with other co-accused persons is that they assaulted the informant due to which he sustained injury. It is further alleged that petitioner tried to outrage the modesty of the informant's daughter.

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 land dispute. Nothing specific allegation has been levelled against the petitioner rather



general and omnibus allegation has been levelled against him. It is further submitted that as per doctor opinion, the nature of injury of the injured is simple. A statement has been made in para-3 of this petition that the petitioner has got no criminal antecedent. Moreover, he is languishing in judicial custody since 14.06.2023.

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 Rahui P.S. Case No. 402 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 7th Additional Sessions Judge-cum-Special POCSO Judge, Bihar Sharif, Nalanda.

(Sunil Kumar Panwar, J)

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