

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.65323 of 2023

Arising Out of PS. Case No.-815 Year-2023 Thana- TURKAULIYA District- East
Champanan

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KAMLESH KUMAR SON OF DINESH PRASAD RESIDENT OF
VILLAGE -CHAILAHA PAKADIYA, PS- BANJARIYA, DIST- EAST
CHAMPARAN

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Abhishek Kumar

For the Opposite Party/s : Mr.Mohammed Arif

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 13-10-2023 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner has filed the instant application for grant
of regular bail in a case registered for the offences punishable
under Sections 147, 148, 341, 323, 324, 307, 379, 504, 506 of the
Indian Penal Code.

The allegation against accused persons including the
petitioner is of abusing and assaulting the informant and his
brother as a result of which they sustained injury.

It is submitted by learned counsel for the petitioner that
the petitioner is innocent and has committed no offence. He has
falsely been implicated in the present case due to dirty village
politics. General and omnibus allegation has been levelled against



the accused persons including the petitioner. No specific allegation of assault against the petitioner. So far as injury of the injured is concerned, the doctor has found all injuries are simple in nature. A statement has been made in para 3 of the petition that petitioner has no criminal antecedent. It is also submitted that petitioner is languishing in judicial custody since 24.07.2023.

Learned APP appearing for the State has vehemently opposed the prayer for Bail.

Having heard learned counsel for the parties and taking into consideration 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 in connection with Turkauliya (Banjariya) P.S. Case No. 815 of 2023 on furnishing bail bond of Rs. 10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Motihari, East Champaran.

(Sunil Kumar Panwar, J)

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