

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.61493 of 2022

Arising Out of PS. Case No.-113 Year-2022 Thana- BITHAN BAZAR District- Samastipur

LALIT PASWAN S/O RAM NANDAN PASWAN Resident of village-
Thatherwa, P.S.- Bithan, District- Samastipur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s :	Mr.Mirityunjay Kumar, Adv.
For the Opposite Party/s :	Mr.Chandra Sen Prasad Singh, APP
For the informant :	Mr. Bhubneshwar Mahto, Adv.

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

3 23-02-2023 Heard learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner seeks bail in a case registered for
the offence under Sections 147, 149, 341, 323, 307, 379, 504
and 506 of the Indian Penal Code.

The petitioner along with others are alleged to
have assaulted the informant and his family members. It is
also alleged that the F.I.R. named accused persons have tried
to outrage the modesty of the wife of the informant.

Learned counsel appearing for the petitioner
submits that the petitioner, who is of clean antecedent, is
innocent and has falsely been implicated in this case. He
further submits that it appears from the F.I.R. itself that the



petitioner has repeatedly given iron rod blow on the head of the informant but the injury report suggest that the informant has sustained simple injury. He further submits that there is admitted land dispute between the parties and on account thereof entire occurrence took place. He further submits that the police after investigation has submitted charge-sheet in this case against the petitioner. The petitioner is rotting in judicial custody since 13.07.2022.

Learned A.P.P. for the State has opposed the prayer for bail of the petitioner.

Considering the facts and circumstances of the case, let the, above named, petitioner be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Court below where the case is pending in connection with Bithan P.S. Case No. 113 of 2022 with the following conditions:-

(1) Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the Court and shall remain physically present as directed by the Court and on his/her absence on two consecutive dates without sufficient reason, his/her bail bond shall be canceled



by the Court below.

(2) If the petitioner tampers with the evidence or the witnesses, in that case, the prosecution will be at liberty to move for cancellation of bail.

And, further condition that the court below shall verify the criminal antecedent of the petitioner and in case at any stage, it is found that the petitioner has concealed his criminal antecedent, the court below shall take step for cancellation of bail bond of the petitioner. However, the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

(Rajesh Kumar Verma, J)

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