

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.64699 of 2023

Arising Out of PS. Case No.-147 Year-2011 Thana- KISHANPUR District- Supaul

Umesh Mehta, S/O Musahru Mehta, Resident Of Village Domhan Ps Nirmali
District Supaul

... .. Petitioner/s

Versus

The State Of Bihar Patna

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Kamal Kishore Singh, Advocate
For the Opposite Party/s : Mr.Suman Kumari Singh,APP

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

3 20-12-2023 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner seeks regular bail in connection with
Kishanpur P.S. Case No.147/2011, lodged on 06.10.2011 under
Sections 147, 148, 149, 341, 323, 307, 504, of the Indian Penal
Code and Section 27 of the Arms Act.

3. As per the prosecution case, the FIR has been
lodged against 9 named accused persons including the present
petitioner with an allegation of assaulting the informant and
others with lathi and resorting fire.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence. The
petitioner has been roped in the present case only being the
member of the mob and except the same, no specific allegation
has been levelled in the FIR against the petitioner. Apart from



the present case, the petitioner is accused in three more criminal cases, out of three cases, he has been granted bail in two cases. The petitioner is in custody since 21.07.2023.

5. Learned APP for the State opposes the prayer for bail of the petitioner and submits that the antecedent of the petitioner is not clean as he is accused in altogether four more criminal cases, including the present case, as under :-

- i. Phulpras P.S. Case No. 184 of 2017.
- ii. Birpur P.S. Case No.98 of 2022.
- iii. Nirmali P.S. Case No. 58 of 2022.

6. In the present facts and circumstances of this case and the submissions made above, let the petitioner above named, be released on bail, **but only after showing proof to the effect that he has been granted bail in all the pending criminal cases mentioned above**, on furnishing bail bonds of Rs.30,000/- (Rupees Thirty thousand) with two sureties of the like amount each to the satisfaction of learned CJM, Supaul, in connection with Kishanpur P.S. Case No.147/2011, subject to the conditions as laid down U/s 437(3) Cr.P.C.

(Dr. Anshuman, J)

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