

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.67601 of 2022

Arising Out of PS. Case No.-47 Year-2022 Thana- VIDYAPATINAGAR District- Samastipur

SHRI CHAND PASWAN Son of Late Shankar Paswan R/v- Malkalipur P.S.-
Vidyapatinagar District- Samastipur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Mahendra Pratap, Adv.

For the Opposite Party/s : Mr. Sanjay Kumar Sharma, Adv.

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

4 17-05-2023 Heard Mr. Mahendra Pratap, learned counsel
appearing on behalf of the petitioner and Mr. Sanjay Kumar
Sharma, learned A.P.P. for the State.

The petitioner apprehends his arrest in connection
with Vidyapatinagar P.S. Case No. 47 of 2022, dated
30.03.2022, registered under Sections 448, 341, 323, 324, 307,
427, 325, 379, 504, 506/34 of the Indian Penal Code.

As per allegation made in the F.I.R. all the accused
persons assaulted the informant and his brother. The cause of
quarrel is stated that the petitioner has gone to pacify the quarrel
between the parties and he has no role in the alleged offence.

Learned counsel appearing on behalf of the petitioner
submits that the allegation made in the F.I.R. is false. So far as
the petitioner is concerned, however, even taking into account
that petitioner has allegedly assaulted the brother of the



informant, but the injury sustained by the brother of the informant is simple in nature.

Learned counsel appearing on behalf of the State submits that though the injury received by the brother of the informant is simple in nature, but it is on the vital part of the middle of the Skull.

Having considered the rival submissions made by the parties as well as the fact that if any injury has been caused to the brother of the informant, the same has been caused without any intention, let the above named petitioner, be released on bail, in the event of his arrest or surrender before the learned Court below within a period of four weeks from today, on furnishing bail bond of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Mr. O.P.N. Singh, J.M.-I, Dalsinghsarai, Samastipur in connection with Vidyapatnagar P.S. Case No. 47 of 2022, subject to the condition as laid down under Section 438(2) of the Cr.P.C.

(Purnendu Singh, J)

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