

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.69596 of 2023

Arising Out of PS. Case No.-86 Year-2023 Thana- SAKSOHRA District- Patna

Mithun Paswan @ Mithu Paswan, Son of Shiv Shankar Paswan R/o village -
Andauli, P.S.- Saksohara, Dist.- Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Satish Kumar, Advocate

For the Opposite Party/s : Mr. Kalyan Shankar, APP

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 01-11-2023 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner seeks regular bail in connection with
Saksohara P.S. Case No. 86 of 2023, lodged on 26.07.2023
under Sections 323, 341, 307, 337, 504, 506 and 34 of the
Indian Penal Code.

3. As per the prosecution case, the FIR has been
lodged against 5 named accused persons including the present
petitioner and the specific allegation against the present
petitioner is that he has alleged to have assaulted the informant's
brother by lathi on his head, due to which he suffered head
injury.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence. He also



submits that the cause of dispute as contained in the FIR is due to grazing of buffalo in the agricultural field of the petitioner. He further submits that the antecedent of the petitioner is clean and he is in custody since 02.08.2023.

5. Learned APP for the State opposes the prayer for bail of the petitioner.

6. In the present facts and circumstances of this case and the submissions made above, let the petitioner above named, be granted bail on furnishing bail bonds of Rs.30,000/- (Rupees Thirty thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Barh in connection with Saksohara P.S. Case No. 86 of 2023, subject to the conditions as laid down U/s 437(3) Cr.P.C. as well as the following conditions:

(i) one of the bailor should be the family member of the petitioner who shall provide official document to show his *bona fide*;

(ii) the petitioner shall appear on each and every date before the Trial Court and failure to do so for two consecutive dates without plausible reason will entail cancellation of his bail bonds by the Trial Court itself;

(iii) the petitioner shall appear before the concerned



police station every month for one year to mark attendance;

(iv) the petitioner shall in no way try to induce or promise or threat the witnesses or tamper with the evidence, failing which the State shall be at liberty to take steps for cancellation of the bail bonds; and

(v) the petitioner shall desist from committing any criminal offence again, failing which the State shall be at liberty to take steps for cancellation of the bail bonds.

(Dr. Anshuman, J.)

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