

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.340 of 2023

Arising Out of PS. Case No.-42 Year-2021 Thana- SHRI NAGAR District- Madhepura

FUCHKA PASWAN @ MAHENDRA PASWAN Son of Pabitra Paswan R/v-
Permanandpur, Ward No. 1, P.S.- Srinagar District- Madhepura

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Kumar Vishoka Nand

For the Opposite Party/s : Mr.Md. Mushtaque Alam

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

8 23-08-2023 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has prayed for regular bail in a case
instituted for the offence under Sections 341, 323, 307, 302,
504, 506/34 of the Indian Penal Code.

3. The allegation against the petitioner is of assaulting
the informant's husband along with co-accused persons as a
result of which, husband of the informant died during course of
treatment.

4. It is submitted by learned counsel for the petitioner
that petitioner has been falsely implicated in this case due to old
dispute. He has committed no offence. There is general and
omnibus allegation against the petitioner and no specific overt
act of assaulting against the petitioner. There is no eye-witness



of the alleged occurrence. He further submitted that the other co-accused has already been granted bail by this Bench vide order dated 29.03.2023 passed in Cr. Misc. No. 69292 of 2022. Petitioner has got no criminal antecedent as stated in para-3 of the bail petition. He is languishing in judicial custody since 19.05.2021.

5. The application for bail is opposed by learned APP for the State.

6. Having heard learned counsel for the parties and considering 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 on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) with two sureties of the like amount each to the satisfaction of the learned Court below in connection with Shri Nagar P.S. Case No. 42 of 2021.

(Sunil Kumar Panwar, J)

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