

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.72318 of 2023**

Arising Out of PS. Case No.-102 Year-2023 Thana- JALE District- Darbhanga

Md. Imamuddin S/O Md. Abbas R/O Village- Pithariya Khurd, P.S- Jalley,
Distt.- Darbhanga.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ashhar Mustafa

For the Opposite Party/s : Mr.Madhura Nand Jha

**CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER**

2 09-11-2023 Heard learned counsel for the petitioner, informant
and learned APP for the State.

2. The petitioner has prayed for regular bail in a case
instituted for the offence under Sections 323, 341, 324, 325,
307, 427, 379, 504 and 506/34 of the Indian Penal Code.

3. The allegation against the petitioners along with
others is of assaulting the informant by means of iron rod,
sword, *farsa* and *lathi*, due to which he sustained injury.

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 a case and
counter case between the parties. Members of both parties have
sustained injury as alleged in a separate occurrence. He
submitted that according to prosecution case the allegation



against the petitioner is that he assaulted the informant by means of sword due to which he sustained injury on his head but the injury shows that the informant sustained injury on his cheek. He further submitted that the injury report is not in consonance with the prosecution case. He is languishing in judicial custody since 01.08.2023.

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

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 C.J.M., Darbhanga in connection with Jale P.S. Case No. 102 of 2023.

(Sunil Kumar Panwar, J)

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