

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.72184 of 2022

Arising Out of PS. Case No.-336 Year-2022 Thana- BIDUPUR District- Vaishali

Kapil Paswan @ Kapildeo Paswan Son Of Late Ganaur Paswan R/V-
Hasanchak Chakausan (Chakosan) P.S- Bidupur, Dist- Vaishali

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rajeev Ranjan

For the Opposite Party/s : Mr.Md. Matloob Rab

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

4 09-05-2023 Heard learned counsel for the petitioner,

informant and learned A.P.P appearing on behalf of the

State.

The petitioner is languishing in custody in a

case registered for the offences punishable under

Sections 147, 148, 149, 341, 323, 324, 325, 302, 504,

506 of the Indian Penal Code.

The prosecution case as per F.I.R is that all the

F.I.R named accused persons including the petitioner

surrounded the informant and on order of this petitioner,

the accused persons started assaulting him with lathi,

danda. The informant somehow escape from the scene



and fled towards his house but the accused persons also came there and started assaulting the other family members of the informant, as a result of which, sister of the informant namely Indrasan Devi sustained injuries and succumbed to the injuries.

It is submitted by learned counsel for the petitioner that petitioner is innocent and he has falsely been implicated in this case. There is general and omnibus allegation against the petitioner. As per F.I.R, the petitioner is only order giver and in the background of some earlier dispute, the present accusation has been levelled against the petitioner. The petitioner is languishing in custody since 02.07.2022. A statement has been made in para 3 of the petition that petitioner has no criminal antecedent.

In contra, learned counsel appearing on behalf of the informant and learned A.P.P for the State have vehemently opposed the prayer for bail of the petitioner and submitted that petitioner is order giver and the



independent witnesses have supported the case of the prosecution.

Considering the facts aforesaid and the period under custody, let the petitioner, above named, be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten Thousands) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate, 1st Class, Vaishali at Hajipur in connection with Bidupur P.S. Case No. 336 of 2022.

(Sunil Kumar Panwar, J)

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