

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.73544 of 2022

Arising Out of PS. Case No.-216 Year-2021 Thana- BIRAUL District- Darbhanga

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OM PRAKASH CHAUDHARY Son of Suresh Prasad Chaudhary Resident of
village and Post - Sahasram, Tole - Bathnaha, P.S.- Biraul, District -
Darbhanga

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Pankaj Kumar Jha

For the Opposite Party/s : Mr.Parmanand Kumar

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 23-03-2023 Heard learned counsel for the petitioner and the

State.

The petitioner apprehends arrest in a case registered
for the offence punishable under sections 379/504/509/427/34
and other ancillary sections of the Indian Penal Code.

Prosecution case is that this petitioner abused and
assaulted wife and sister of the informant and committed theft in
the house.

Learned counsel for the petitioner submits that the
petitioner is son of the informant and because of family feud, he
has been made accused in this case. It is further submitted that
there is delay of 64 days in lodging of the FIR and there is no
plausible explanation of delay which itself creates doubt over
the prosecution case.



Considering the aforesaid facts of the case, prayer for bail of the petitioner is allowed. In the event of arrest/surrender within six weeks from today, let the petitioner mentioned above be enlarged on bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of Additional Chief Judicial Magistrate II, Biraul, Darbhanga in Biraul Police Station Case No. 216 of 2021, subject to the conditions laid down under section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Singh, J)

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