

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.74618 of 2022

Arising Out of PS. Case No.-85 Year-2022 Thana- MEHANDIGANJ District- Patna

Gujju Chaudhary @ Gunjan Chaudhary S/O Tunnu Chaudhary Resident Of
Village- Loha Ke Pul, P.S.- Mehadiganj, District- Patna.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Binay Kumar Singh

For the Opposite Party/s : Mr.Raj Ballabh Singh

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

5 22-05-2023 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 323, 341, 342, 326, 302, 34 of the Indian

Penal Code and Section 27 of the Arms Act.

The allegation against the petitioner is that he

along with other co-accused persons have beaten the

brother of the informant. They also attacked by knife on

the brother of the informant. The brother of the

informant was thereafter taken to the hospital, but on



way he died.

It is submitted by learned counsel for the petitioner that petitioner is innocent and he has falsely been implicated in this case. The petitioner is not named in the F.I.R and his name subsequently sprang up on the confessional statement of co-accused Ankit Kumar. There is general and omnibus allegation against the petitioner. The specific accusation of inflicting knife blow is against Ankit Kumar and Kanhai Kumar. There is no consistent material evidence against the petitioner and only on the basis of suspicion, the petitioner has been roped in the present case. The petitioner is languishing in custody since 26.05.2022. A statement has been made in para 3 of the petition that petitioner has no criminal antecedent.

Learned counsel appearing on behalf of the informant and learned A.P.P appearing on behalf of the State have vehemently opposed the prayer for bail of the petitioner.



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 1st Additional District Judge, Patna City, Patna in connection with Sessions Trial No. 1348 of 2022, arising out of Mehadiganj P.S. Case No. 85 of 2022.

(Sunil Kumar Panwar, J)

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