

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.11595 of 2024

Arising Out of PS. Case No.-272 Year-2021 Thana- KRITYANAND NAGAR District-
Purnia

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1. Chhotu Mehtar S/o- Jodhan Mehtar Village- Chunapur Ps- K. Nagar Dist-
Purnea
 2. Achhaya Mehtar son of Chotu Mehtar Village- Chunapur Ps- K. Nagar Dist-
Purnea

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Vikram Singh, Adv.

For the Opposite Party/s : Mr. Chandra Bhushan Prasad, APP

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

2 23-02-2024 Heard learned counsel for the petitioners and

learned APP for the State.

2. The petitioners seek bail in connection with K.

Nagar P.S. Case No. 272 of 2021 instituted for the offences

under Sections 341, 448, 323, 324, 307, 379, 354, 504,

506/34 of the Indian Penal Code.

3. As per prosecution case, the allegation against

both the petitioners is of assaulting the Informant, his wife

and father by means of sticks, iron rods, *Dabiya* due to

previous land dispute.

4. Learned counsel for the petitioners submits that



the petitioners are innocent and have falsely been implicated in the present case. He further submits that both the parties are neighbors to each other and a land dispute is going on between them and due to previous enmity and land dispute, the petitioners have been falsely implicated in this case. He further submits that no case under Section 307 I.P.C. is made out against the petitioners. The injury caused are simple in nature. The petitioners have no criminal antecedent as has been stated in paragraph no.3 of the present bail application and the petitioners are languishing in judicial custody since 04.11.2023. Charge-sheet has been submitted in this case.

5. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the entire facts and circumstances of the case and taking into account the period of custody of the petitioners as also the petitioners having no criminal antecedent, let the petitioners, abovenamed, be released on bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) each with two sureties of the like amount each to the



satisfaction of Court below/concerned Court in connection
with K. Nagar P.S. Case No. 272 of 2021.

(Rudra Prakash Mishra, J)

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