

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.21438 of 2024

Arising Out of PS. Case No.-164 Year-2023 Thana- ASHTHAWAN District- Nalanda

Kailash Chaudhary S/o Doman Chaudhary R/o Village- Jiar, P.S.- Asthawan,
District- Nalanda

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Raj Kishor Prasad
For the Opposite Party/s : Mr.Sanjay Kumar

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

3 10-05-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner seeks regular bail in connection with
Asthawan P.S. Case No.164 of 2023, S.Tr. No.840 of 2023
(G.R. No.3539 of 2023) lodged under section 147, 148, 149,
341, 302, 342 and 120B of the I.P.C.

3. As per the prosecution case, the F.I.R. has been
lodged against 7 named and 4-5 unknown accused persons
against whom there is allegation that they have assaulted the
husband of the informant and his cousin in connivance with
each other due to which he died on spot.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence. He submits
that the petitioner was only member of mob and there is no
specific allegation of act and overt act against him.

5. Counsel also submits that the petitioner is in
custody since 08.07.2023 having clean antecedent.



6. Counsel also submits that the other co-accused persons have been granted bail by this Court vide orders dated 08.05.2024, 20.02.2024 passed in Cr. Misc. Nos. 25316/2024 and 9031 of 2024.

7. Learned counsel for the State opposes the prayer for bail.

8. In the present facts and circumstances of this case and the submissions made above, let the petitioner above named, be granted bail, **6 months after framing of charge, if not framed**, on furnishing bail bonds of Rs.30,000/- (Rupees Thirty thousand) with two sureties of the like amount each to the satisfaction of learned Addl. District & Sessions Judge-VIII, Nalanda at Biharsharif in connection with Asthawan P.S. Case No.164 of 2023, S.Tr. No.840 of 2023 (G.R. No.3539 of 2023), subject to the following conditions as laid down under Section 437(3) of Cr.P.C.

(Dr. Anshuman, J.)

Prakashmani/-

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