

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.25718 of 2024

Arising Out of PS. Case No.-821 Year-2023 Thana- FATUA District- Patna

Manish Kumar son of Deo Nandan Kumar @ Deomuni @ Dauni, a resident
of Karbigha (Presently - Railway Colony), P.S.- Fatuha, Dist.- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Harish Kumar, Advocate

For the Opposite Party/s : Mr.Ganesh Prasad Singh, APP

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

2 01-05-2024 Heard learned counsel appearing on behalf of the
petitioners and learned APP for the State.

2. Petitioner seeks pre-arrest bail in connection with
Fatuha P.S.Case No.821 of 2023, registered for the offences
punishable under Sections 341, 323, 504, 324, 307 and 379/34
of the Indian Penal Code and Section 27 of the Arms Act.

3. As per the allegation made in the FIR, the
petitioners along with the other accused persons named in the
FIR with a common intention tried to kill the informant.

4. Learned counsel appearing on behalf of the
petitioner submitted that the petitioner is the next door
neighbour of the informant and due to previous enmity, a false
case has been lodged against him and his family members. No
injury has been alleged in the FIR. There is general and omnibus
allegation against him.



5. Learned APP for the State vehemently opposed the prayer for grant of pre-arrest bail to the petitioner.

6. Having considered the rival submissions made on behalf of the parties, as well as, considering the fact that due to previous enmity, a false case has been lodged against him, the petitioner is directed to be released on pre-arrest bail, in the event of his arrest or surrender before the learned court below within a period of four weeks from today, on furnishing bail bond of Rs.10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned ACJM, Patna City/concerned court, in connection with Fatuha P.S.Case No.821 of 2023, subject to conditions as laid down under Section 438(2) of the Cr.P.C.

7. The court below is directed to verify the criminal antecedent of the petitioner and if it is found that the petitioner is involved in some other cases as what has been stated in paragraph No.3 of the bail application, this order will automatically lose its force.

(Purnendu Singh, J)

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