

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.33474 of 2024

Arising Out of PS. Case No.-357 Year-2023 Thana- CHIRAIYA District- East Champaran

1. Ajit Kumar @ Ravi Kumar Son of Hiralal Prasad Kushwaha Resident of Village- Ambariya, P.S-Shikarganj, Dist- East Champaran
2. Chhotu Giri @ Chhotelal Giri @ Chhotelal Kumar Son of Ramesh Giri Resident of Village- Ambariya ,P.S- Shikarganj ,Dist- East Champaran

... .. Petitioner/s

Versus

The State Of Bihar Patna

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Krishna Kant Singh

For the Opposite Party/s : Mr.Ram Priya Sharan Singh

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 16-05-2024 Heard learned counsel for the petitioners and learned
APP for the State.

2. The petitioners have prayed for bail in a case instituted for the offence under Sections 147, 148, 149, 323, 324, 326, 307, 337, 338, 379, 387, 448, 504, 506 of the Indian Penal Code and Section 27 of the Arms Act.

3. As per allegation in the FIR, informant's son Arun Kumar is a contractor and several works of construction are going on. 14 named accused persons including the petitioner along with 50-60 unknown accused persons, who are member of MCC demanded an extortion money of Rs. 100000/- from the informant's son and they also threatened him of dire



consequences. It is further alleged that on 23.7.2023 while his son was sitting with his friend, in the meantime, on order of co-accused Satish Katariya, accused Jay Prakash Kushwaha fired upon him causing injury to his friend Ganesh Kumar.

4. It is submitted by learned counsel for the petitioners that petitioners have been falsely implicated in this case. They have committed no offence. They are only members of the mob. Specific allegation of order giving is against Satish Katariya and of firing is against co-accused Jay prakash Kushwahi. General and omnibus allegations have been levelled against the petitioners. Similarly situated other accused person has already been enlarged on bail by this Court vide order dated 15.09.2023 passed in Cr. Misc. No. 61257 of 2023. Petitioners have got no criminal antecedent and both are languishing in judicial custody since 23.2.2024.

5. The application for bail is opposed by learned APP for the State and learned counsel for the informant.

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case, this court is inclined to enlarge the petitioners on bail. The above named petitioners are directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) each with two



sureties of the like amount each to the satisfaction of the learned
Judicial Magistrate 1st Class, Sikrahana at Dhaka, East
Champaran in connection with Chiraiya (Shikarganj) P.S. Case
No. 357 of 2023.

(Sunil Kumar Panwar, J)

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