

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.40116 of 2024

Arising Out of PS. Case No.-308 Year-2023 Thana- TILAUTHU District- Rohtas

Vikash Yadav @ Vikas Kumar Son of Sri Binod Yadav Resident of Village-
Maharajganj, P.S- Tilauthu, District- Rohtas , Sasaram

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

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

For the Opposite Party/s : Mr. Dashrath Mehta, APP

CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

2 04-06-2024

1. Heard learned counsel for the parties.

2. The petitioner has preferred this application for grant of regular bail in connection with Tilauthu P.S. Case no.308 of 2023 registered under sections 307, 147, 149, 341, 323, 379, 504 and 506 of the Indian Penal Code.

3. As per the prosecution case, the informant states that the seven named accused persons including the petitioner herein came variously armed and as a result of land dispute between the parties, it is stated that the accused started to abuse the informant and the members of his family. On the informant protesting, it is stated that the petitioner and Vinod Yadav struck the informant with a *lathi* on his head while the co-accused Pramod Yadav struck the informant's mother on the head with a *tangi*.



4. Learned counsel for the petitioner submits that the petitioner has been falsely implicated in the case because of land dispute between the parties as evident from the contents of the FIR itself. So far as the injury on the informant is concerned, the same has been found to be simple in nature which would be evident from the order of the learned trial Court. The allegation of assault on the mother of the informant is not on this petitioner. The petitioner is in custody since 22.2.2024 and has no criminal antecedent. Charge-sheet has been submitted in the case.

5. The application for bail is opposed by learned A.P.P for the State.

6. Having heard learned counsel for the parties and taking into consideration the allegations in the FIR, the allegation of assault on the petitioner being on the informant and the consequential injury having been found to be simple in nature together with the petitioner having remained in custody since 22.2.2024 and charge-sheet having been submitted in the case, the petitioner is directed to be enlarged on bail in connection with Tilauthu P.S. Case no.308 of 2023 on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned



Additional Sessions Judge- XIX, Rohtas at Sasaram.

(Partha Sarthy, J)

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