

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.44834 of 2024

Arising Out of PS. Case No.-18 Year-2024 Thana- DHANAHAN District- West Champaran

Tulsi Gaddi son of Late Kanchan Gaddi Village- Barwa Sahaj Tola Ps-
Dhanaha Dist- West Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Afham Akhtar, Advocate

For the Opposite Party/s : Mr. Tapeswar Sharma, APP

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

ORAL ORDER

2 27-06-2024 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioner seeks bail in connection with
Dhanaha P.S. Case No. 18 of 2024 instituted for the offence
under Sections 341, 323, 324, 325, 307, 379, 504, 506 & 34 of
the Indian Penal Code.

3. Prosecution case in short is that accused persons
including the petitioner have assaulted the informant and his
family members by means of lathi, danda, iron rod, etc.

4. It has been submitted on behalf of the petitioner
that the petitioner is in custody since 09-04-2024. Petitioner
bears three criminal antecedents, as per disclosure made in
paragraph No. 3 of the bail application.



5. It has been further submitted by the petitioner's counsel that petitioner has been falsely implicated in the present case. It is submitted that no such occurrence as alleged in the FIR ever took place and in fact, petitioner has become the victim of the circumstances due to dirty village politics. It is next submitted that there is subsisting land dispute between the parties. It is lastly submitted that charge sheet has been submitted in this case.

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

7. Considering the aforesaid facts and circumstances of the case, period of custody of the petitioner, nature of allegation and charge sheet being submitted, this Court is inclined to grant bail to the petitioner.

8. Let the petitioner be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Dhanaha P.S. Case No. 18 of 2024, subject to the following conditions:

(I) One of the bailors shall be own/close member of the family of the petitioner.



(II) The petitioner shall appear on each and every date fixed at the trial. In case of default in such appearance on two consecutive dates, the Trial Court will have liberty to cancel the bail bonds of the petitioner.

(Rudra Prakash Mishra, J)

Raj Kishore/-

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