

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.53139 of 2024

Arising Out of PS. Case No.-41 Year-2024 Thana- CHEWARA District- Sheikhpura

Vijay Kumar @ Vijay Chauhan S/O Shiv Chauhan R/O Village- Braribigha,
P.S- Chewara, Distt.- Sheikhpura.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Sheo Nandan Prasad, Advocate
For the Opposite Party/s	:	Mr. Umesh Lal Verma, APP
For the Informant	:	Mr. Pankaj Kumar, Advocate

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

ORAL ORDER

4 09-12-2024 Heard learned counsel for the petitioner, learned
APP for the State, learned counsel for the informant and perused
the case diary.

2. The petitioner seeks bail in connection with
Chewara P.S. Case No. 41 of 2024, instituted for the offences
punishable under Sections 341, 324, 307, 504 and 506 of the
Indian Penal Code.

3. The prosecution case, in short, is that, the petitioner
assaulted the son of the informant by means of *bhujali* due to
which he sustained injuries on his hand and the petitioner also
threatened him of dire consequence.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in the



present case. Charge-sheet has been submitted in this case. No incriminating material has been recovered from the conscious possession of the petitioner. Learned counsel for the petitioner also submits that the petitioner and informant are own brothers and there is land dispute in between them. It is further submitted that the petitioner has not assaulted the son of the informant by means of *bhujali*. The petitioner is in custody since 22.05.2024 and has got no criminal antecedent.

5. Learned APP for the State and learned counsel for the informant have vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the aforesaid facts and circumstances of the case and taking into account the period of custody undergone by the petitioner, this Court is inclined to grant bail to the petitioner.

7. Let the petitioner be released on bail on furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Chewara P.S. Case No. 41 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)

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