

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.55885 of 2024

Arising Out of PS. Case No.-748 Year-2023 Thana- WAJIRGANJ District- Gaya

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1. Mithilesh Paswan @ Mithilesh Kumar son of Bhushan Paswan Village-Bishanpur Ps- Wazirganj Dist- Gaya
 2. Kamlesh Kumar @ Kamlesh Paswan son of Bhushan Paswan Village-Punawan Ps- Wazirganj Dist- Gaya

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Anmol Kumar

For the Opposite Party/s : Mr.Yogendra Kumar Singh

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 14-08-2024 1. Heard learned counsel for the petitioners and learned
A.P.P. for the State.

2. The petitioners apprehend their arrest in a case
registered for the offences punishable under Sections 341, 342,
323, 354B, 307, 379, 504, 506 and 34 of the Indian Penal Code.

3. Learned counsel for the petitioners submits that the
petitioners are persons with clean antecedent and the informant
alleges that accused persons, including the petitioners, were trying
to kidnap her son, further, she heard her son's weeping,
accordingly, she came out when she was assaulted.

4. The learned counsel for the petitioners submits that
petitioners have been falsely implicated in the instant case by the
informant. It is next submitted that no specific allegation is alleged
against the petitioners of assault, further, the date of occurrence is
11-12-2023, and the FIR came to be instituted on 19-12-2023, i.e.,



after a delay of eight days, which casts an aspersion on the case of the prosecution. It is next submitted that Wazirganj PS Case No. 753 of 2023 was instituted by the Aunt of the petitioners against the informant's side. It is next submitted that the instant FIR is a counterblast to Wazirganj PS Case No. 753 of 2023.

5. Learned A.P.P. for the State opposes the prayer for anticipatory bail of the petitioners.

6. Considering the submissions made by the learned counsel for the petitioners, the petitioners above-named, in the event of their arrest or surrender before the learned trial court within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand) each with two sureties of the like amount each to the satisfaction of the learned trial court where the case is pending/successor court in connection with Wazirganj P.S. Case No. 748 of 2023 subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

(Satyavrat Verma, J)

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