

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.54982 of 2024

Arising Out of PS. Case No.-1149 Year-2023 Thana- GAYA MUFASIL District- Gaya

Rajesh Paswan @ Chandragupta Paswan @ Murli Manohar Paswan S/o Late
Ramanand Paswan R/o vill - Bagahi Kala, P.s.- Mufassil, Distt. - Gaya
... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Arvind Kumar Singh
For the Opposite Party/s : Mr.Choubey Jawahar

**CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR
PANDEY**

ORAL ORDER

2 20-08-2024 Heard learned counsel for the petitioner as well as learned
APP for the State.

2. In this case, the petitioner is seeking regular bail in connection with Muffasil P.S. Case No. 1149 of 2023, registered for the offences punishable under Sections 341, 323, 379 and 504/34 of the Indian Penal Code.

3. As per allegation, the informant along with his family members was returning house after enjoying *Deepawali* fair, in the meantime, due to previous enmity all FIR named accused persons including the petitioner came there armed with iron rod and the petitioner assaulted the informant due to which his hand was fractured. His wife was also abused and assaulted.

4. Learned counsel for the petitioner submits that the FIR shows itself that there was previous enmity between the parties. The specific allegation against the petitioner is of assaulting the informant resulting into fracture of his hand. His wife also suffered



injuries. Learned counsel has also submitted that the petitioner is under custody since 12.06.2024 and he is a person of clean antecedent.

5. On the other hand, learned APP has opposed the prayer for bail and has submitted that the informant has suffered grievous injuries.

6. Considering the above-mentioned facts and circumstances, the petitioner, above-named, is directed to furnish bail bond **after two months from today** and on doing so, the court below shall release the petitioner on bail on furnishing bail bonds of Rs.10,000/- with two sureties of the like amount each to the satisfaction of learned C.J.M., Gaya in connection with Muffasil P.S. Case No. 1149 of 2023, subject to the following conditions:-

(i) The petitioner shall cooperate in the disposal of trial and make himself available as and when required by the court.

(ii) If the petitioner is found involved in future in the similar type of offence, the prosecution will have liberty to file an application before the court below for cancellation of the bail of the petitioner and the learned court below will take decision in accordance with law.

(Nawneet Kumar Pandey, J)

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