

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.56231 of 2024

Arising Out of PS. Case No.-6 Year-2024 Thana- KHODAWANDPUR District- Begusarai

1. Umesh Paswan, S/o Baeijnath Paswan @ Baidhnath Paswan @ Baijanath Paswan, R/o Village- Ward No.1 Shahpur Bhoja, P.S.- Khodawandpur (Chhorahi O.P.), Distt.- Begusarai
2. Phulan Devi, W/o Dilip Paswan, R/o Village- Ward No.1 Shahpur Bhoja, P.S.- Khodawandpur (Chhorahi O.P.), Distt.- Begusarai
3. Arti Devi, W/o Umesh Paswan, R/o Village- Ward No.1, Shahpur Bhoja, P.S.- Khodawandpur (Chhorahi O.P.), Distt.- Begusarai
4. Raushan Kumar, S/o Umesh Paswan, R/o Village- Ward No.1, Shahpur Bhoja, P.S.- Khodawandpur (Chhorahi O.P.), Distt.- Begusarai

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Randhir Kumar No. 1, Advocate
For the Opposite Party/s : Mr. Syed Mojibur Rahman, APP

CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA
ORAL ORDER

2 09-08-2024 Heard learned counsel for the petitioners and learned
Additional Public Prosecutor for the State.

2. The petitioners are apprehending their arrest in connection with Khodawandpur (Chhaurahi O.P.) P.S. Case No. 6 of 2024 registered for the offences punishable under Sections 147, 149, 323, 341, 307, 379, 504 and 506 of the Indian Penal Code.

3. As per the prosecution case, allegation against the 15 accused persons including the petitioners is that they have abused the informant and co-accused Bablu Paswan assaulted



the brother of the informant by means of iron rod due to which he sustained head injury and fell unconscious.

4. Learned counsel for the petitioners submits that petitioners are innocent and have falsely been implicated in this case. There is general allegation against the petitioner and specific allegation of assault is against co-accused Bablu Kumar who has been arrested and is in custody. There is case and counter case between the parties and the injuries sustained by the injured is simple in nature. It is further submitted that similarly situated co-accused persons have already been granted anticipatory bail vide order dated 10.07.2024 passed in Cr. Misc. No. 42885 of 2024. Petitioner no. 1 has one criminal antecedent whereas petitioner nos. 2,3 and 4 have no criminal antecedent. Petitioners undertake to cooperate in the investigation and trial of this case.

5. Learned APP opposes the prayer for anticipatory bail of the petitioners.

6. Considering the facts and circumstances of the case and submissions of learned counsel for the parties, let the petitioners, above named, in the event of their arrest or surrender before the Court below within a period of thirty days from the date of receipt of the order, be released on 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 concerned Court where the case is pending in connection with Khodawandpur (Chaurahi O.P.) P.S. Case No. 192 of 2023, subject to the conditions as laid down under Section 438 (2) of the Code of Criminal Procedure.

(Sunil Dutta Mishra, J)

khushbu/-

U		T	
---	--	---	--

