

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.60711 of 2024

Arising Out of PS. Case No.-202 Year-2023 Thana- SIMRI District- Buxar

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Dinesh Sah @ Dinesh Kumar Sah @ Dinesh Kumar Sahu Son of Sati Sah
Resident of Village - Simri Dudhippti, P.S- Simri, District- Buxar

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Anand Kumar Ojha, Adv.

For the Opposite Party/s : Mr. Surendra Kumar, APP

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 04-10-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends his arrest in connection with
Simri P.S. Case No. 202 of 2023 registered under Sections 147,
148, 149, 341, 323, 307, 379, 384, 427, 504, 506 of the Indian
Penal Code and Section 27 of the Arms Act.

3. As per the prosecution case, on the alleged date and
time of occurrence, when informant and one Chandan Kuwar
came out of the Block Camp after attending a meeting, all the
F.I.R. named accused persons including this petitioner, armed
with deadly weapons, surrounded them and on the exhortation
of co-accused Satyanarayan Dubey, co-accused Vijayshankar
Dubey caused injury on the head of informant with butt of
pistol, whereas other co-accused persons assaulted Chandan



Kuwar with *lathi* and *danda*, due to which, Chandan Kuwar also sustained injury. It is next alleged that accused persons also snatched cash of Rs. 50,000/-, a locket and a bracelet from them as also took away cash of Rs. 3 lacs, which was kept in the car of informant.

4. Learned counsel for the petitioner submits that as per F.I.R., petitioner is only alleged to be member of the mob. There is no allegation of any overt act against petitioner. Specific allegation of assault is against co-accused Vijayshankar Dubey. Similarly situated several co-accused persons have already been granted bail by this Court *vide* orders dated 12.09.2024 passed in Cr. Misc. Nos. 61661 of 2024 and 61584 of 2024.

5. Learned A.P.P. for the State opposed the prayer for bail of the petitioner.

6. Having considered the facts and circumstances of the case and similarly situated co-accused persons have already been granted bail, let the above named petitioner be released on bail, in the event of arrest or surrender before the learned court below within a period of eight weeks from today, on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate-I, Buxar in connection with Simri P.S. Case



No. 202 of 2023, subject to the conditions as laid down under
Section 438(2) of the Cr. P.C.

(Prabhat Kumar Singh, J)

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