

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.65938 of 2024

Arising Out of PS. Case No.-109 Year-2023 Thana- KADWA District- Katihar

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Bhojal Mahaldar Son of Late Prasadi Mahaldar Resident of village - Bhogaon
Kothi, P.S.- Kadwa, District - Katihar.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Amrita Devi Wife of Rohit Kumar Singh Resident of village - Bhogaon
Kothi, P.S.- Kadwa, District - Katihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Satya Narayan Yadav
For the Opposite Party/s : Mr.Jai Narain Thakur

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CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 03-10-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends his arrest in a case
registered for the offences punishable under Sections 147, 149,
341, 307, 323, 504, 506 of the Indian Penal Code.

3. Allegedly, all the FIR named accused persons including
the petitioner are said to have assaulted the informant as well as
her husband and Bablu Singh by means of *lathi-danda* due to
which they sustained injuries.

4. It is submitted by learned counsel for the petitioner
that the petitioner is quite innocent and has committed no
offence. No such occurrence as alleged has ever taken place.
He has been falsely implicated in this case due to ulterior



motive. The allegation levelled against the petitioner is totally false and based on concocted facts. There is admitted land dispute between the parties. Both sides have filed cases against each other. The injuries sustained by the injured were found simple in nature. Petitioner has no criminal antecedent as mentioned in para-3 of this application.

5. Learned APP for the State opposes the prayer for bail.

6. Having regard to the facts and circumstances of the case as well as considering the nature of the injuries sustained by the injured i.e. simple, the above named petitioner, be released on bail, in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, on furnishing bail bond of Rs. 25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned Court below where the case is pending/successor Court in connection with Kadwa P.S. Case No. 109 of 2023, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

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