

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.85535 of 2023

Arising Out of PS. Case No.-274 Year-2023 Thana- NAUTAN District- West Champaran

PANNA LAL RAM S/O LATE MOHAN RAM R/O VILLAGE-
DHUMNAGAR, NONIARWA, WARD NO. 29, ,P.S- NAUTAN, DISTT.-
WEST CHAMPARAN.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Amrit Kirti

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

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 10-01-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has prayed for regular bail in a case
registered for the offence punishable under sections 307, 302/34
of the Indian Penal Code.

3. According to the prosecution, on 6.7.2023 some
altercation took place between the accused persons and the
informant due to which, this petitioner gave dabiya blow on
head of the informant as a result of which, he sustained injury.
When his son namely, Shalu Kumar went to save his father, co-
accused Vikash Kumar stabbed him by means of knife due to
which he succumbed to injury.

4. Learned counsel for the petitioner submits that the



petitioner is innocent and has committed no offence. He has falsely been implicated in this case. It is submitted that the allegation against this petitioner is to assault the informant Sanjay Ram whose nature of injury is simple which is evident from Annexure P/1. The specific overt-act of stabbing the deceased Shalu Kumar is attributed against co-accused Vikash Kumar not against this petitioner. The petitioner has got no criminal antecedent as stated in para-3 of the bail petition and languishing in judicial custody since 7.7.2023.

5. Learned APP appearing for the state has opposed the prayer of regular bail.

6. Considering the facts and circumstances of the case as well as custody period of the petitioner, this court is inclined to enlarge him on bail. The above named petitioner is directed to be released on bail in connection with Nautan P.S. Case No. 274 of 2023 on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned A.C.J.M., Bettiah at West Champaran.

(Sunil Kumar Panwar, J)

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