

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.84621 of 2023

Arising Out of PS. Case No.-159 Year-2022 Thana- ASHTHAWAN District- Nalanda

Yogi Paswan @ Yogee Paswan Son of Late Mangal Paswan Resident of
Village- Mohani, P.S.- Asthawan, District- Nalanda.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sadanand Roy, Advocate

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

CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA
ORAL ORDER

2 22-01-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks regular bail in connection with
Ashthawan P.S. Case No. 159 of 2022 for the offences registered
under Sections 147, 148, 149, 153, 153(A), 109, 186, 188, 295(A),
353, 341, 342, 323, 325, 307, 337, 338, 504, 506 & 120(B) of the
Indian Penal Code.

3. As per the prosecution case, 31 F.I.R. named persons
including the petitioner and 100 unknown persons were forcibly
constructing wall over *Gairmajarua* land. After seeing the police
party the mob became aggressive and started pelting stones on the
police party.

4. Learned counsel for the petitioner submits that
petitioner is innocent and has falsely been implicated in this case
on the basis of suspicion only. There is general and omnibus



allegation against the petitioner. Petitioner has no criminal antecedent. He is in custody since 10.09.2023. It is further submitted that similarly situated co-accused, namely Babuchand Paswan has been granted anticipatory bail by a Co-ordinate Bench of this Court vide order dated 04.04.2023 passed in Cr. Misc. No. 71218 of 2022 and co-accused persons, namely, Mukesh Kumar, Balram Paswan, Ranjeet Paswan and Surendra Paswan have been granted bail by Co-ordinate Benches of this Court vide order dated 07.12.2022 passed in Cr. Misc. No. 47270 of 2022 and order dated 21.12.2022 passed in Cr. Misc. No. 49622 of 2022 respectively.

5. Learned counsel appearing on behalf of the State opposes the prayer for grant of bail to the petitioner.

6. Considering the submissions made on behalf of the parties, facts and circumstances of the case and period of custody, let the petitioner, named above, be enlarged on bail upon furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned concerned Court where the case is pending in connection with Ashthawan P.S. Case No. 159 of 2022.

(Sunil Dutta Mishra, J)

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