

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.933 of 2024

Arising Out of PS. Case No.-384 Year-2023 Thana- BELHAR District- Banka

Chaila Bihari @ Chhaila Bihari Son of Kailash Pandit Resident of Village -
Samata, P.S.- Belhar (Khesar), District- Banka.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Brij Nandad Prasad

For the Opposite Party/s : Mr.Choubey Jawahar

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 16-01-2024 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 341, 323,
307, 379, 504, 506 and 34 of the Indian Penal Code.

3. Allegation against the petitioner is that he assaulted
the informant by sword due to which he sustained injury. It is
further alleged that when informant's father came to save him
then petitioner's brother assaulted him due to which also
sustained 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 due to village politics. There
is case and counter case between both the parties and both



parties have sustained injuries as alleged in separate occurrence. It is further submitted that the nature of injury of the injured is simple as per injury report which has been annexed in this petition as Annexure-2. A statement has been made in para-3 of this petition that the petitioner has got no criminal antecedent. Moreover, he is languishing in judicial custody since 06.09.2023.

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

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case as well as custody of the petitioner, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be released on bail in connection with Belhar (Khesar) P.S. Case No. 384 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 Chief Judicial Magistrate, Banka.

(Sunil Kumar Panwar, J)

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