

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.3215 of 2024

Arising Out of PS. Case No.-145 Year-2023 Thana- SAKRI District- Madhubani

Md. Masuk Son of Late Md. Heera Resident of village- Fakran Tola, PS - Sakri, District-Madhubani.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Nirbhay Prashant, Advocate

For the Opposite Party/s : Mr. Veena Kumari Jaiswal, APP

CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH MISHRA

ORAL ORDER

2 29-01-2024 Heard learned counsel for the petitioner and learned APP for the State.

2. The petitioner seeks bail in connection with Sakri P.S. case No. 145 of 2023 instituted for the offences under Sections 341, 323, 324, 325, 307, 504, 34 of the Indian Penal Code.

3. Prosecution case, in short, is that the variously armed accused persons including this petitioner are alleged to have abused and assaulted the informant.

4. It has been submitted on behalf of the petitioner that the petitioner is in custody since 11.09.2023 and has one criminal antecedent. The petitioner has falsely been implicated in the present case. Learned counsel for the petitioner submits



that general and omnibus allegation has been made against the petitioner. No specific overt act is alleged against the petitioner. Learned counsel further submitted that the present case is the counterblast of the Sakari P.S. Case No. 151 of 2023. The co-accused person has already been granted bail by a co-ordinate Bench of this Court vide order dated 10.01.2024 passed in Cr. Misc. No. 85607 of 2023.

5. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the aforesaid facts and circumstances of the case, the period of custody undergone by the petitioner and the counter-case filed by this petitioner, this Court is inclined to grant bail to the petitioner.

7. Let the petitioner be released on bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Sakri P.S. case No. 145 of 2023.

(Rudra Prakash Mishra, J)

Alok Verma/-

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