

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.5109 of 2025

Arising Out of PS. Case No.-301 Year-2024 Thana- JOGAPATTI District- West Champaran

Pintu Mukhiya S/o Jhagaru Mukhiya @ Mangru Mukhiya R/o vill - Padraun,
P.S.- Yogapatti, Distt.- West Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Brij Kishor Mishra, Advocate

For the Opposite Party/s : Mr. Tarun Prasad Mandal, APP

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

2 06-02-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with
Yogapatti P.S. Case No. 301 of 2024 instituted for the offences
under Sections 191(2), 191(3), 126(2), 115(2), 109, 74, 303(2),
351(2) and 352 of the Bharatiya Nyaya Sanhita, 2023.

3. Accusation against the petitioner is that he along
with other co-accused person assaulted one Raju Mukhiya on
his head by means of iron rod, as a result of which he sustained
injuries.

4. Learned counsel for the petitioner submitted that the
petitioner has falsely been implicated in the present case.
Learned counsel for the petitioner submitted that general and



omnibus allegation has been made against the petitioner. Learned counsel further submitted that the only specific allegation levelled against the petitioner is that he along with one co-accused persons assaulted one Raju Mukhiya on his head. Learned counsel further submitted that the injuries sustained by the Raju Mukhiya is simple in nature. There is case and counter-case between the parties. It has been submitted on behalf of the petitioner that the petitioner is in custody since 12.10.2024 and has no criminal antecedent.

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, nature of injury sustained by the injured, case and counter-case between the parties and petitioner having clean antecedent as also the period of custody undergone by the 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 Yogapatti P.S. Case No. 301 of 2024, subject to the following conditions:

(I) One of the bailors shall be own/close member of



the family of the petitioner.

(II) The petitioner shall appear on each and every date fixed at the trial. In case of default in such appearance on two consecutive dates, the Trial Court will have liberty to cancel the bail bonds of the petitioner.

(Rudra Prakash Mishra, J)

Alok Verma/-

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