

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.37563 of 2025**

Arising Out of PS. Case No.-109 Year-2024 Thana- MAHISHI District- Saharsa

Ram Chandra Kuwar @ Ram Chandra Kumar, aged about 60 years, Gender- Male, son of Late Jageshwar Kuwar, resident of Village- Tarhi, PS- Mahishi, District- Saharsa

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

|                          |   |                                                                     |
|--------------------------|---|---------------------------------------------------------------------|
| For the Petitioner/s     | : | Mr. Shailendra Kumar Singh, Advocate<br>Ms. Kumari Rashmi, Advocate |
| For the Opposite Party/s | : | Mr. Deepak Kumar Singh, Advocate<br>Mr. Sanjay Kumar Singh, APP     |

**CORAM: HONOURABLE MR. JUSTICE KHATIM REZA**  
**ORAL ORDER**

2      18-06-2025                      Heard learned counsel for the petitioner and learned Additional Public Prosecutor for the State.

2. The petitioner seeks bail in connection with Mahishi (Jalai OP) PS Case No.109 of 2024 dated 22.04.2024, instituted for the offence punishable under Sections 147, 148, 341, 323, 307, 379, 504, 506/34 of the Indian Penal Code.

3. The prosecution case, in brief, is that on the alleged date and time of occurrence accused persons including the petitioner having armed with sharp weapon surrounded the informant and gave deadly blow on the person of the informant on account of the fact that the accused persons were not invited by the informant in the function of *Janeu* of the informant's



grandson. It is further alleged that co-accused Prit Kumar gave *farsa* blow to the informant on his head and co-accused Prince assaulted the informant's grandson by means of bricks. Further co-accused Krit Kumar assaulted the daughter-in-law of the informant on her leg by means *farsa*. The petitioner is alleged to have snatched rupees forty thousand from the daughter-in-law of the informant.

4. Learned counsel for the petitioner submits that there is specific allegation against co-accused Prit Kumar and Krit Kumar that they assaulted the informant on his head by means of *farsa* and daughter-in-law of the informant on her leg respectively. There is no specific allegation of assault against the petitioner. Allegation against the petitioner of snatching rupees forty thousand from the daughter-in-law of the informant is ornamental. Further submission is that there is case and counter case between the parties. Counter being has been lodged by the wife of the petitioner against the informant and others vide Mahishi (Jalai OP) PS Case No.110 of 2024. Further submission is that co-accused Krit Kumar Sittu @ Krit Kumar has been granted anticipatory bail by a co-ordinate Bench of this Court vide order dated 07.05.2025 passed in Cr. Misc. No.28086 of 2025. Lastly, it is submitted that the petitioner is in custody



since 09.03.2025 and three cases are pending against the petitioner.

5. Learned APP has opposed the prayer for bail.

6. Having considered the facts and circumstances of the case and submissions of learned counsel for the parties, let the petitioner be released on bail upon furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the CJM, Saharsa, in Mahishi (Jalai OP) PS Case No.109 of 2024.

7. The application stands allowed.

**(Khatim Reza, J)**

J. Alam/-

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