

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.3110 of 2025

Arising Out of PS. Case No.-78 Year-2024 Thana- THAKRAHA District- West Champaran

Parmeshwar Giri S/O Sheshnath Giri @ Sheshnath R/O Village- Sona Bhawani, P.S- Thakraha, Distt.- West Champaran. At Present Resident of Sapahi, Tadwa, P.S- Turkpatti, Distt.- Kushinagar.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Milind Kumar Mishra, Advocate

For the Opposite Party/s : Mr. Umanath Mishra, APP

CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH MISHRA

ORAL ORDER

3 16-04-2025 Heard learned counsel for the petitioner and learned APP for the State. Perused the case diary.

2. The petitioner seeks bail in connection with Thakraha P.S. Case No. 78 of 2024 instituted for the offence under Sections 126(2), 115(2), 118(1), 109, 324(2) & 3(5) of the Bharatiya Nyaya Sanhita, 2023.

3. Prosecution case in short is that while son of the informant and three others were watching a fair, the petitioner and co-accused began molesting them, prompting the boys to object. In response, the accused assaulted them with a knife, causing serious injuries and breaking mobile of the informant's son.

4. It has been submitted on behalf of the petitioner



that the petitioner is in custody since 16-11-2024. Petitioner bears seven criminal antecedents, as per disclosure made in paragraph No. 3 of the bail application.

5. It has been further submitted by the petitioner's counsel that petitioner has been falsely implicated in the present case. It is alleged that petitioner has assaulted the son of the informant by means of knife, due to which he sustained simple injury, which is mentioned in the injury report. No incriminating article has been recovered from the possession of the petitioner. Police after completion of investigation has submitted charge sheet in this case.

6. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner. It is submitted that injured himself has stated that petitioner has inflicted him a knife blow.

7. Considering the aforesaid facts and circumstances of the case, period of custody of the petitioner, injury being simple in nature and charge sheet being submitted, this Court is inclined to grant bail to the petitioner.

8. 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 Thakraha
P.S. Case No. 78 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)

Raj Kishore/-

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