

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.4546 of 2016**

Arising Out of PS.Case No. -334 Year- 2015 Thana -MOTIHARI MUFASIL District-  
EASTCHAMPARAN(MOTIHARI)

=====

1. Virendra Kumar @ Virendra Kunwar Son of Punit Kunwar resident of  
village - Basant Pur, P.S. Muffasil, District - East Champaran

.... .... Petitioner/s

Versus

1. The State of Bihar

.... .... Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Vijay Shankar Shrivastava

For the Opposite Party/s : Mr. Binod Kumar No. 2 (App)

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**CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA**  
**ORAL ORDER**

2      26-04-2016      Heard learned counsel for the petitioner and learned  
Additional Public Prosecutor for the State.

The petitioner apprehends his arrest in connection with a  
case registered for the offences punishable under Sections 341/  
323/324/307/379/504/506/448/34 of the Indian Penal Code.

It is submitted on behalf of the petitioner that admittedly,  
the informant's tractor caused injury to the buffalo of the  
petitioner which resulted in the present occurrence. It is contended  
on behalf of the petitioner that though the petitioner is said to have  
attacked the informant with the knife and injuries have been found  
to be grievous yet there were no repetition of blows so as to attract  
the provisions of Section 307 of the Indian Penal Code.

Further, it is submitted that had there been any intention of

doing away of the informant and there being no intervening circumstances, the matter could have proceeded further but as there was no intention, there was no further attack. It is also submitted that admittedly the occurrence had taken place on account of a trivial incident and other similarly situated persons have been extended the privilege of anticipatory bail in Cr. Misc. No. 58442 of 2015 vide order dated 29.01.2016 and also in Cr. Misc. No. 3873 of 2016 vide order dated 27.01.2016.

Considering the facts and circumstances, let the petitioner, in the event of his arrest / surrender within a period of four weeks from the date of receipt/production of a copy of this order, be enlarged on bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Motihari, East Champaran in connection with Motihari Muffasil P.S. Case No. 334 of 2015, subject to the conditions as laid down under Section 438(2) of the Cr. P.C.

**(Anjana Mishra, J)**

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