

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.42734 of 2019

Arising Out of PS. Case No.-118 Year-2018 Thana- DEO District- Aurangabad

SUBHASH KEWANI @ SUBHASH KUMAR @ SUBHASH KUMAR
KEWANI Son of Ram Swaroop Kewani Resident of Village-Diwan Bigha,
P.S.-Deo, District-Aurangabad.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sanjay Kumar
For the Opposite Party/s : Mr.Umanath Mishra

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

2 10-07-2019 The petitioner apprehends his arrest in connection with
Deo P.S.Case No. 118 of 2018 registered under Sections 147,
148, 149, 307, 323, 325, 341 and 379 of the Indian Penal Code.

Allegation against the petitioner, as per FIR, is that he
along with other co-accused persons assaulted the informant
variously and other persons also causing injuries to them.

Learned counsel for the petitioner submits that in the FIR
12 persons have been made accused and the allegation is
general and omnibus in nature and there is no specific allegation
against the petitioner. He further submits that from the injury
report of the informant, it would be evident that one injury is
simple in nature and another is said to be grievous found on the
back portion of the body. He further submits that other injured
persons have also got simple injury. It has further been
submitted that similarly situated co-accused persons have been



granted anticipatory bail by a co-ordinate Bench of this Court vide order dated 28.03.2019 passed in Cr. Misc. No. 16698 of 2019 except one Mritujnay Singh @ Mritunjay Kumar Singh.

After having heard learned counsel for the petitioner and taking into consideration the fact that allegation is general and omnibus in nature and the injury found on the person of the informant is simple in nature except one injury caused to the informant which is not on the vital part of the body and further similarly situated co-accused persons have been granted anticipatory bail, I am inclined to grant anticipatory bail to the petitioner. Let the petitioner, abovenamed, in the event of arrest or surrender before the court below within a period of four weeks from the date of receipt of a copy of this order, be released on bail upon furnishing bail bond of Rs. 10,000/- with two sureties of the like amount each to the satisfaction of the learned CJM, Aurangabad in connection with Deo P.S. Case No. 118 of 2018; subject to condition as laid down under Section 438(2) of the Code of Criminal Procedure.

(Anil Kumar Sinha, J)

sujit/-

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