

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.51641 of 2019

Arising Out of PS. Case No.-225 Year-2019 Thana- AKBARPUR District- Nawada

Manoj Yadav @ Manoj Kumar Yadav, son of Mahadeo Yadav Resident of
Village- Budhua, Police Station- Akbarpur, District- Nawada.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Vijay Kumar

For the Opposite Party/s : Mr.Sanjay Kumar

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

2 19-08-2019 Heard learned counsel for the petitioner and learned
counsel appearing on behalf of the State.

Petitioner apprehends his arrest in connection with
Akbarpur P.S. Case No.225 of 2019 for the offence punishable
under Sections 341, 323, 307, 353, 427, 504, 506/34 of the
Indian Penal Code.

The allegation against the petitioner as per the First
Information Report lodged by BDO, Akbarpur stating therein
that on 01.06.2019, at about 1:15 P.M., video conferencing was
organized by Panchayati Raj Department along with Mukhiya of
the Block. In the meanwhile, the informant heard noise from
the chamber of Circle Officer and when the informant went
towards chamber of C.O., he saw that petitioner along with
other accused persons were attempting to assault the Circle



Officer by holding his collar and when informant tried to prevent, the informant was also assaulted and abused by the petitioner by pressing the neck of the informant.

Learned counsel appearing for the petitioner submits that petitioner has falsely been implicated in this case on concocted story by BDO inasmuch as from perusal of the FIR, it is evident that the video conferencing was organized on the date of occurrence and there was a huge crowd which had assembled for the video conferencing and it is highly improbable that in presence of crowd, the petitioner would assault the BDO and CO both. Learned counsel further submits that in fact the petitioner had gone there for preparation of income certificate from C.O. Office in which some conversion took place with the C.I. and no such offence has been committed by the petitioner.

After having heard learned counsel for the petitioner as well as learned counsel appearing on behalf of the State and taking into consideration the fact that the video conferencing was organized on the date of occurrence and possibility is of large number of villagers being assembled there and C.O and BDO were also there along with security personnel, as such, I am inclined to grant anticipatory bail to the petitioner.



Accordingly, the petitioner, above named, is directed to surrender before the learned Court below within a period of four weeks from today and in the event of surrender by him, he shall be released on anticipatory bail by the Court below upon furnishing bail bond of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned A.C.J.M.-I, Nawada, subject to the condition as mentioned under Section 438 (2) of Cr.P.C.

(Anil Kumar Sinha, J)

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