

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.56816 of 2019

Arising Out of PS. Case No.-417 Year-2018 Thana- ATRI District- Gaya

SANJAY SINGH @ SANJAY KUMAR Son of Rajendra Kumar @ Rajendra Singh Resident of Village - Chandpura, P.O.- Seotar, P.S.- Atri, District - Gaya.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Niraj Kumar

For the Opposite Party/s : Mr.Harendra Prasad

CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN
ORAL ORDER

2 06-09-2019

Heard learned counsel for the petitioner and learned APP for the State.

2. The petitioner apprehends his arrest for the offences alleged under Sections 341,448,307,323,379/34 registered in connection with Atri P.S. Case No. 417/2018.

3. It is submitted that the petitioner has been falsely implicated and in any event vague allegation has been made to the effect that the petitioner along with other accused persons entered the house of the informant and committed *loot pat*, without however specifying what articles had been taken away. It is submitted that the accusation of assault is general and omnibus in nature and there is no injury report on record to substantiate such allegation. In any event the injuries are simple in nature. The petitioner claims clean antecedents.

4. Learned APP however submits that while the injuries on Navin Kumar are simple in nature, Manju Devi has sustained multiple linear separated fracture of the temporal parietal bone. From the order dated 14.02.2019 of the learned Sessions Judge it transpires that similarly situated co-accused has been granted regular bail by the learned Court below.



4. Having regard to the nature of accusations and gravity of offence alleged, this Court is not inclined to grant the privilege of anticipatory bail to the petitioner. The anticipatory bail petition stands dismissed.

5. If the petitioner surrenders and seeks regular bail before the learned Court below the same shall be considered on its own merit in accordance with law and without being prejudiced by any observation in the present order.

(Vikash Jain, J)

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