

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.9714 of 2020

Arising Out of PS. Case No.-289 Year-2019 Thana- ROSERA District- Samastipur

1. ANISH KUMAR RAM @ ANISH KUMAR Son of Vijay Kumar Ram
2. Manish Kumar Ram @ Manish Kumar Son of Shambhu Ram.
3. Vijay Kumar Ram Son of Late Shivjee Ram all Resident of Village - Kariyan, Ward No.05, P.S.- Rosera, Dist.- Samastipur.

... .. Petitioner/s

Versus

The State of Bihar

.. ... Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ashok Kumar Mishra
For the Opposite Party/s : Mr.Shantanu Kumar

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

3 07-09-2020 This case has been heard through video-conferencing.

Heard learned counsel for the petitioners and learned
Additional Public Prosecutor for the State.

The petitioner is apprehending his arrest in a case
registered for the offence punishable under Sections 147, 148,
307, 323, 341, 354(B), 379, 448, 504 and 506 of the Indian
Penal Code.

Prosecution case as lodged by the informant is that on
13.09.2019, in the evening, when the informant was sitting at
his door in the meantime, altogether 8 named accused including
the petitioners surrounded the informant and brutally assaulted
by iron rod, pistol etc. On the alarm raised by the informant, his
wife Hemanti Devi came for his rescue whereupon co-accused
Parmila Devi and Anish Kumar Ram are said to have assaulted



with lathi and thereafter all the named accused entered into the house of the informant. It is also alleged that co-accused Vijay Kumar Ram gave farsa blow on the head of Priti Kumar as a result, she sustained serious injury.

It has been submitted on behalf of the petitioners that they are innocent and have been falsely implicated in this case. He submits that there is land dispute between the parties. He submits that injury report concerning wife of the informant is simple in nature. He submits that occurrence took place on account of petty issue between both the family members which into scuffle in which persons from both sides sustained superficial injuries. He further submits that petitioners bear no criminal antecedent.

In the facts and circumstances of the case, I am not inclined to enlarge the petitioners on anticipatory bail. Accordingly, their payer for anticipatory bail is rejected in connection with Rosera P.S. Case No. 289 of 2019 from the court of the learned Additional Chief Judicial Magistrate-1, Rosera, Samastipur.

Accordingly, the application is dismissed.

devendra/-

(Anjani Kumar Sharan, J)

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