

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.8107 of 2021**

Arising Out of PS. Case No.-23 Year-2020 Thana- JAMHOR District- Aurangabad

VIKASH KUMAR SON OF NARESH CHANDRA PRASAD @ NARESH
CHOUDHARY R/o village- Dhanaw, P.S.- Jamhore, District- Aurangabad

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ashok Kumar Singh

For the Opposite Party/s : Mr.A.G.

**CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER**

2 06-12-2021 Heard learned counsel for the parties including the learned
counsel for the informant.

The petitioner apprehends his arrest in connection with
Jamhore P.S. Case No. 23 of 2020 registered for the offence under Sections
147, 148, 149, 341, 323, 307, 302 of the Indian Penal Code and under
Section 27 of the Arms Act.

The petitioner is said to be member of the mob, which
assaulted the prosecution party and altogether five persons were injured
including the deceased.

Considering the fact that the petitioner is a member of the mob
and death has been caused in the prosecution side, this is not a fit case for
grant of anticipatory bail to the petitioner.

Accordingly, the prayer for anticipatory bail is rejected.

In case the petitioner surrenders and prays for regular bail
before the Court below within a period of four weeks from today, the court
below will consider the petition for regular bail of the petitioners without



being prejudice by the fact that anticipatory bail petition has been rejected by this Court. The court below will also consider the nature of allegations and also the fact that other similarly situated persons have been granted regular bail.

(Sandeep Kumar, J)

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