

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.8824 of 2022

Arising Out of PS. Case No.-102 Year-2021 Thana- BAHERA District- Darbhanga

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ASHOK CHAUDHARY @ ASHOK KUMAR CHAUDHARY SON OF
SHILAKANT CHAUDHARY R/O VILLAGE/MOHALLA- IBRAHIM PUR,
P.S.- BAHERA, DISTRICT- DARBHANGA

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Kedar Jha, Adv

For the Opposite Party/s : Mr. H.A. Khan, APP

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CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 02-08-2022 Heard learned counsel for the petitioner and learned
APP for the State.

Learned counsel for the petitioner undertakes to
remove the defects within four weeks of resumption of
normal court proceedings. In the eventuality of non-removal
of defects within stipulated period, office will place the matter
before the Bench.

The petitioner apprehends his arrest in a case registered
for the offence punishable under section 341, 323, 379, 307,
504, 506, 34 of the Indian Penal Code.

Allegedly, the co-accused called the informant in his
house and complained as to why he has thrown the used
plates besides his house. It is alleged that the petitioner



threatened the informant and abused him in filthy languages. The petitioner assaulted the informant by means of farsa with an intention to kill him.

It is submitted by learned counsel for the petitioner that petitioner is quite innocent and has committed no offence. He has been falsely implicated in this case. No such occurrence, in the manner as alleged, has ever taken place. The allegation leveled against the petitioner is not specific rather general and omnibus in nature. There is a case and counter-case between the parties. In the alleged occurrence both sides have sustained injuries and the injuries are grievous in nature. Petitioner has no criminal antecedent.

Learned APP for the State opposed the prayer for anticipatory bail.

Having regard to the facts and circumstances of the case, since the injuries sustained by both sides are grievous in nature, let the petitioner in the event of his arrest or surrender before the learned court below within a period of six weeks from today, on furnishing bail bond of Rs. 25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending/Successor Court in Bahera P.S. Case No. 102



of 2021, subject to the conditions as laid down under Section
438(2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

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