

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.20891 of 2021

Arising Out of PS. Case No.-27 Year-2020 Thana- JAYRAMPUR District- Sheikhpura

BIJAY YADAV Son of Lakhan Yadav Resident of Village - Ukhadi, P.S.-
Jairampur, District - Sheikhpura

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr.N. A. Shamsi

For the Opposite Party/s : Mr.Anuj Kumar Shrivastava

**CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR
PANDEY**

ORAL ORDER

2 24-01-2022 Learned counsel for the petitioner is directed to remove all
the defects pointed out by the Stamp Reporter within one month.

Heard learned counsel for the petitioner as well as learned
APP for the State through video conferencing.

The petitioner apprehends his arrest in connection with
Jairampur P.S. Case No. 27 of 2020, registered for the offences
punishable under Sections 147, 148, 149, 341, 323, 307, 379, 504
and 506 of the Indian Penal Code.

The informant, Ashok Yadav, lodged the FIR stating
therein that on 02.09.2020 all the FIR named accused persons
variously armed came to his *dalan* and Bijay Yadav, the present
petitioner assaulted the informant on his head with iron rod due to
which he sustained grievous injuries.

Learned counsel for the petitioners has submitted that



there is case and counter case and both the sides have sustained injuries. The counter case has been lodged on behalf of the co-accused Mithilesh Yadav as Jairampur P.S. Case No. 28 of 2020. He has also submitted that by the same order other co-accused persons have been granted anticipatory bail whereas the petition for anticipatory bail of the present petitioner has been rejected.

The learned 1st, Additional District and Sessions Judge, Sheikhpura vide his well reasoned order dated 22.01.2021 has distinguished the present case from the other accused persons' mentioning therein that the present petitioner Bijay Yadav assaulted the informant with rod on the head causing injury and blood was oozing. The doctor has found the injuries sustained by the informant, Ashok Yadav, is grievous in nature.

Considering the above-mentioned facts and circumstances, the anticipatory bail petition is rejected.

Office shall ensure that all defects are removed by the petitioner within the stipulated time provided in para-1 hereinabove, failing which the matter shall be brought to the notice of this Court.

(Nawneet Kumar Pandey , J)

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