

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.22681 of 2021**

Arising Out of PS. Case No.-131 Year-2019 Thana- BHAWANIPUR District- Purnia

Rohit Kumar Son of Sita Mahaldar @ Sita Ram Mahaldar Resident of Sakin-
Durgapur, P.S.- Bhawanipur, District- Purnia.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Raj Kumar

For the Opposite Party/s : Mr. Ram Sumiran Rai

**CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER**

3 07-07-2022 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner apprehends his arrest in connection with Bhawanipur P.S. Case No.131 of 2019, registered for the offences punishable under Sections 147, 149, 341, 323, 324 and 307 of the Indian Penal Code.

The petitioner is said to have assaulted the informant on his head by means of hammer causing bleeding injury on his head.

Learned counsel for the petitioner submits that petitioner is innocent and has falsely been implicated in this case. There is land dispute between the parties. It is submitted that by order dated 24.05.2022, case and injury report of the victim was called for and from perusal of paragraph-31 of the



case diary, it transpires that the injuries are simple in nature. It is lastly submitted that the petitioner has got no criminal antecedent as stated in paragraph-3 of the bail application.

The learned APP for the State opposed the prayer for anticipatory bail of the petitioner.

Taking into consideration the facts that the injuries are simple in nature and there is land dispute between the parties, let petitioner, above named, in the event of his arrest or surrender before the learned court below within a period of six weeks from today, be enlarged on bail on furnishing bail bond of Rs.25,000/- (rupees twenty five thousand) with two sureties of the like amount each to the satisfaction of learned S.D.J.M., Purnea in connection with Bhawanipur P.S. Case No.131 of 2019, subject to the conditions laid down under Section 438 (2) of the Code of Criminal Procedure.

(Anjani Kumar Sharan, J.)

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