

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.32196 of 2021**

Arising Out of PS. Case No.-293 Year-2020 Thana- GAUTAMBUDHNAGAR District-
Siwan

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1. Irfan Alam Son Of Nabi Alam
 2. Nasir Ali Son Of Alihussain both R/O Village- Pipra, P.S.- G.B. Nagar,
District- Siwan.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr.Lalan Kumar
For the Opposite Party/s	:	Mr. Lalan Kumar
For the Informant		Mr. Ajay Kr. Pandey

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

5 21-03-2022 Heard learned counsel for the petitioners, informant
and learned APP for the State.

Learned counsel for the petitioners undertakes to
remove the defects within three weeks. In the eventuality of
non-removal of defects within undertaken period, the office will
place the matter before the Bench.

The petitioners are apprehending their arrest in a case
registered for the offence punishable under Sections 341, 323,
307, 147, 149, 504, 506 of the Indian Penal Code.

The petitioners are said to have assaulted the
informant by means of lathi and stick.

Learned counsel for the petitioners submits that
petitioners are innocent and have been falsely implicated in this



case. He submits that there is case and counter between the parties and both sides have sustained injury. He submits that petitioner no. 1 is a student of Engineering College, Bhopal and petitioner no. 2 is a student of Diploma. He further submits that petitioner no. 2 has no criminal antecedent whereas petitioner no. 1 has one criminal antecedent as stated in para-3 of the bail application.

However, learned APP for the State and Informant oppose the prayer for bail and submit that injuries found upon the informant is grievous in nature.

Considering the facts and circumstances of the case, I am not inclined to enlarge the petitioners on anticipatory bail. Accordingly, their prayer for anticipatory bail is rejected in connection with G.B. Nagar P.S. Case No. 293 of 2020.

However, if the petitioners surrender before the learned court below within a period of six weeks from today and prays for regular bail, the same shall be considered by the learned court below in accordance with law.

(Anjani Kumar Sharan, J)

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