

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.23073 of 2022

Arising Out of PS. Case No.-121 Year-2020 Thana- SAUR BAZAR District- Saharsa

VIJAY SAH @ BIJAY Son of Natho Sah Resident of Village - Patarghat, P. S.
- Sour Bazar, District - Saharsa.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Anant Kumar 1, Advocate
For the Opposite Party/s : Mr. Tarun Prasad Mandal, APP

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 06-05-2022 Heard learned counsel for the petitioner and the State
through virtual mode.

Learned counsel for the petitioner is directed to remove the defect(s), as pointed out by the office, within a period of four weeks.

The petitioner is apprehending his arrest in Saur Bazar (Patarghat O.P.) P.S. Case No. 121 of 2020 registered for the offence under Sections 147, 148, 149, 341, 323, 327, 379, 353, 307, 427, 337, 338, 333, 504 and 506 of the Indian Penal Code and 27 of the Arms Act.

Prosecution case relates to unlawful assembly of the accused persons along with others at Patarghat Chowk and in consequence thereof, the accused persons pelted stones and created ruckus with the police party while they were discharging their official duties.

It has been submitted on behalf of the petitioner that the petitioner has got no criminal antecedent. There is no allegation of tampering of witnesses alleged against the petitioner. The petitioner



has been falsely implicated in the present case. General and omnibus allegation has been made against the petitioner. No specific overt act is alleged against the petitioner. A protest is alleged to have been made by the local residents against the police which led to institution of the present case. Altogether 25 named persons along with 50-60 unknown persons have been made accused in the present case.

On behalf of the State, it is submitted that the petitioner is named in the Complaint Case/F.I.R.

Considering the aforesaid facts and circumstances of the case, the petitioner, above named, in the event of arrest or surrender before the learned court below within a period of twelve weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Saharsa in connection with Saur Bazar (Patarghat O.P.) P.S. Case No. 121 of 2020 subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

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