

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.39509 of 2021

Arising Out of PS. Case No.-97 Year-2020 Thana- CHANDI District- Bhojpur

HARENDER CHAUDHARY Son of Suresh Chaudhari Resident of Village -
Narbirpur, P.S.- Chandi, District - Bhojpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Anil Kumar Singh, Adv.

For the Opposite Party/s : Mr. Shailendra Kumar Singh, APP

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH

ORAL ORDER

3 24-03-2022 Heard learned counsel for the petitioner and learned APP
for the State.

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 Chandi P.S. Case
No. 97 of 2020 registered under Sections 341, 323, 307, 332, 333,
353, 504, 506/34 of the Indian Penal Code.

Prosecution case in short is that the petitioner along with his
brothers was found indulged in fight with another brother. When the
police reached, they saw one brother of the petitioner injured. The
petitioner is said to have given iron rod blow on the head of the
informant who is a police officer.

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. From perusal of the injury report, it is evident that the nature of injury is said to be simple. For a petty reason, a scuffle is said to have taken place. No offence u/S 307 of the Indian Penal Code is made out. Single iron rod blow is said to have been given. There is no allegation of repetition of blow.

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 bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Bhojpur at Ara in connection with Chandi P.S. Case No. 97 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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