

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.40511 of 2021

Arising Out of PS. Case No.-190 Year-2020 Thana- VIDYAPATINAGAR District-
Samastipur

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Amit Kumar, Son of Shambhu Rai Resident of Village - Dhanirampur
Kancha, P.S.- Ghatho, District - Samastipur (Bihar)

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Shama Sinha, Adv.

For the Opposite Party/s : Mr.Amit Kumar Rakesh, APP

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 22-03-2022 Heard learned counsel for the petitioner as well as

learned APP for the State.

The petitioner apprehends his arrest in connection
with Vidyapatinagar P.S. Case No.190 of 2020 registered for the
offence under Sections 147,307,323,341,354,379,447,504,506
of the IPC.

Prosecution case in short is that, when the informant
was at home, the petitioner and other co-accused persons were
equipped with weapon and started abusing her. Informant
opposed the act of accused persons, then petitioner caught hair
of the informant. When son of the informant, namely, Mukesh
Kumar came to save her then petitioner inflicted farsa blow on
the head of the Mukesh of which his head was ruptured and he
became unconscious. After that another son namely Rakesh



Kumar came then all the accused persons started beating him with *lathi* and *danda*. Co-accused Vibha Devi and Rinku Devi snatched the golden Jitiya from the neck of the informant and co-accused Randhir Ram outraged the modesty of the informant.

Learned counsel appearing on behalf of the petitioner submits that petitioner is innocent and has falsely been implicated in this case. He further submits that there is land dispute between the parties and there is case and counter case between them. Learned counsel for the petitioner submits that injuries were sustained in course of self defence and are simple in nature. Petitioner has clean antecedent.

Learned APP appearing for the State has opposed the prayer for anticipatory bail.

Having heard learned counsel for the parties and in the facts and circumstances of the case as stated above, let the petitioner, above named, in the event of his arrest or surrender before the court below within a period of four weeks from the date of communication of this order is directed to 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 A.C.J.M., IIIrd, Dalsinghsarai,



Samastipur in connection with Vidyapatnagar P.S. Case No.190
of 2020, subject to the conditions as laid down under section
438(2) of the Cr.P.C.

(Sunil Kumar Panwar, J)

Prakash Narayan /-

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