

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.48483 of 2021

Arising Out of PS. Case No.-196 Year-2020 Thana- GOPALPUR District- West Champaran

SANJIT LAL Son of Harinder Lal Resident of Village - Mohadi Main, P.S.-
Gopalpur, District - W. Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Ms. Aprajita, Advocate

For the Opposite Party/s : Mr. Umanath Mishra, APP

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

4 30-06-2022 Heard learned counsel for the petitioner and learned
A.P.P. for the state.

The petitioner apprehends his arrest in a case registered for the offences punishable under Sections 341, 323, 326, 307, 379, 504, 506 and 34 of the I.P.C.

Learned counsel for the petitioner submits that the petitioner is a person with clean antecedent and the informant alleges that his son was returning with his grandfather after getting him treated and when they reached in front of house of the accused persons, it is alleged that the accused persons were waiting for his son from before and Sanjit Lal and Bhokat Lal inflicted *farsa* blow on the neck of his son, who tried to save himself but received injury on his hand. It is further alleged that all the named accused persons started assaulting him and even



took Rs. 50,000/- from his pocket and fled away.

Learned counsel for the petitioner submits that from bare perusal of the allegation as alleged in the F.I.R. it would manifest that the informant has implicated the entire family members of the petitioner including the father of the petitioner who is aged about 65 years, it is next submitted that admittedly it appears that informant is not an eye-witness to the occurrence or else if what has been alleged is true then the informant would definitely have tried to save his son but no such effort was made which *prima-facie* demonstrated that informant was not present at the place of occurrence. Learned counsel further submits that even the allegation is not specific and Bhokat Lal has been granted bail by the learned court below, it is next submitted that even presuming what has been alleged is true, without admitting for the purposes of anticipatory bail, the injury is on non-vital part of the body.

Learned A.P.P. for the State opposes the prayer for anticipatory bail of the petitioner.

Considering the submissions made by the learned counsel for the petitioner, the 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 released on



anticipatory bail on furnishing bail bonds of Rs. 10,000/-
(Rupees Ten Thousand) with two sureties of the like amount
each to the satisfaction of the learned court below where the
case is pending/successor court in connection with Gopalpur
P.S. Case No. 196 of 2020 subject to the conditions as laid down
under Section 438 (2) of the Cr.P.C.

(Satyavrat Verma, J)

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