

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.40089 of 2022

Arising Out of PS. Case No.-191 Year-2019 Thana- SINGHWARA District- Darbhanga

MD. ARMAN S/O MD. NESAR @ NESAR SHAIKH Resident of Shakarpur,
P.S.- Singhwara, District- Darbhanga.

... .. Petitioner/s

Versus

1. The State of Bihar
2. The State Of Bihar The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sanjeet Kumar
For the Opposite Party/s : Mr. Pushpa Sinha.1

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 22-11-2022 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

Learned counsel for the petitioner 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 petitioner is apprehending his arrest in a case registered for the offence punishable under Sections 457, 380, 323, 326, 307, 504 and 34 of the Indian Penal Code pending in the Court of learned A.C.J.M-V, Darbhanga.

As per the F.I.R., petitioner along with other co-accused armed with pistol, sword and irod is said to have entered into the house of the informant. Thereafter, Md. Lalbabu and Arman forcibly took away key of almirah and box and took away jeweleries,



valuable documents of the land and cash. Accused-petitioner Md. Arman inflicted sword blow upon head of father of informant and Tammney got fractured both hands and legs of father of informant by means of iron rod and Lal Babu assaulted to the informant on face by means of butt of the pistol.

Learned counsel for the petitioner submits that the petitioner is innocent and has been falsely implicated in this case. He submits that there is path dispute between the parties. He further submits that petitioner has no criminal antecedent as stated in para-3 of this application.

Per contra, learned APP for the State vehemently opposing the bail petition submitted that the allegations levelled against the petitioner are serious in nature, hence he does not deserve anticipatory bail.

Considering the facts and circumstances of the case and the fact that injuries found upon the victim is grievous in nature, I am not inclined to enlarge the petitioner on bail in connection with Singhwara P.S. Case No.191/2019. Accordingly, his prayer for anticipatory bail is hereby rejected.

(Anjani Kumar Sharan, J)

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