

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.40485 of 2022**

Arising Out of PS. Case No.-94 Year-2020 Thana- KHAGARIA District- Khagaria

ABHAY KUMAR ANAND @ ABHAY ANAND S/o Naresh Mohan Thakur
R/o village- Labh Gaon, P.S.- Gangaur, District- Khagaria

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Chandan Kumar Kashyap, Adv
For the Opposite Party/s : Mr. Dilip Kumar No.1, APP

**CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER**

2 24-11-2022 Heard the parties.

Learned counsel for the petitioner is directed to remove the defects within four weeks.

The petitioner apprehends his arrest in a case registered for the offence punishable under section 147, 149, 341, 323, 504, 337, 353 of the IPC.

Allegedly, a scuffle took place between the accused persons including the petitioner and the informant during the occasion of immersion of idols.

It is submitted by learned counsel for the petitioner that petitioner is quite innocent and has committed no offence. She has been falsely implicated in this case. No such occurrence, in the manner as alleged, has ever taken place. The allegation levelled against the petitioner is not specific rather general and



omnibus in nature. He further submits that the police has given benefit under section 41(1) Cr.P.C. to the petitioner, but charge sheet has been submitted against the petitioner for the offence under sections 147, 149, 341, 323, 504, 337, 353. Petitioner has no hand in the alleged occurrence. Due to enmity the local chaukidar has named this petitioner. Petitioner has apprehension of arrest by the police. Petitioner has no criminal antecedent.

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

Having regard to the facts and circumstances of the case, since there is general and omnibus allegation against the petitioner, let the above named petitioner be released on bail, in the event of his arrest or surrender before the learned court below within a period of six weeks from today, on furnishing bail bond of Rs. 25,000/- (Rupees Twenty Five 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 Khagaria (Gangaur) P.S. Case No.94 of 2020, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

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