

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.44043 of 2022

Arising Out of PS. Case No.-40 Year-2020 Thana- BANMANKHI District- Purnia

Md. Imtiyaz Alam @ Imtiyaz Son Of Md. Sattar Resident Of Village -
Makhanaha Ward No. 14, P.S.- Banmankhi, District - Purnea.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Jitendra Kumar Pandey

For the Opposite Party/s : Mr.Anil Prasad Singh

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 29-11-2022 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.

The petitioner is apprehending his arrest in a case
registered for the offence punishable under Sections 448, 341,
323, 324, 325, 380, 506/34 of the Indian Penal Code.

Petitioner along with other accused persons are said to
have came at the house of the informant with deadly arms, lathi,
danda and started assaulting him.

Learned counsel for the petitioner submits that the
petitioner is innocent and has been falsely implicated in this
case. He submits that the injury found upon the victim is simple
in nature. He submits that there is no specific overt act against
the petitioner. He submits that there is general and omnibus



allegation levelled against the petitioner. He further submits that petitioner has no criminal antecedent as stated in para-3 of this application.

Learned APP for the State opposes the prayer for bail and submits that there is specific allegation against the petitioner to assault Md. Mofak. He further submits that the injury found upon him is grievous in nature.

Considering the nature of allegation, I am not inclined to enlarge the petitioner on bail. Accordingly, his prayer for anticipatory bail is rejected in connection with Banmankhi P.S. Case No. 40 of 2020.

(Anjani Kumar Sharan, J)

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