

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.49070 of 2022

Arising Out of PS. Case No.-140 Year-2020 Thana- SAKURABAD District- Jehanabad

ANISH YADAV SON OF BHONS YADAV R/O VILLAGE- NIRPUR, P.S.-
SHAKURABAD, DISTRICT- JEHANABAD

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Umesh Kumar

For the Opposite Party/s : Mr. Surendra Kumar

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 08-12-2022 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

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 Sections 341, 323, 307, 338,
302/34 of the Indian Penal Code.

The prosecution case in brief is that the son of the
informant went for walk, meanwhile some miscreants brutally
assaulted him and after that he came to his house and became
unconscious. It is alleged that the informant got knowledge
about the occurrence by social media. Thereafter, the son of the
informant died in the course of treatment.

It is submitted by learned counsel for the petitioner that



petitioner is quite innocent and has committed no offence. He 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. There is no specific overt act against the petitioner. He submits that the petitioner is not named in the FIR but during investigation his name transpired in the present case. Petitioner has no criminal antecedent and several similarly situated co-accused person has been enlarged on anticipatory bail by this court vide order dated 11.07.2022, passed in Cr. Misc. No.622029 of 2021 and other co-accused have been granted bail by co-ordinate bench of this Court.

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

Having regard to the facts and circumstances of the case, 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 connection with Shakurabad P.S. Case No.140 of 202, subject to the



conditions as laid down under Section 438(2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

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