

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.66016 of 2021

Arising Out of PS. Case No.-56 Year-2021 Thana- ATHMALGOLA District- Patna

1. VICKY KUMAR Son of Ilachi Sao Resident of Village- Rajpura, P.S.- Athmalgola, District- Patna.
2. Gauri Kumar Son of Kamashwar Saw Resident of Village- Rajpura, P.S.- Athmalgola, District- Patna.
3. Rajesh Yadav Son of Indera Dev Rai Resident of Village- Rajpura, P.S.- Athmalgola, District- Patna.
4. Nitesh Kumar Son of Rajendra Sao Resident of Village- Rajpura, P.S.- Athmalgola, District- Patna.
5. Satish Saw Son of Late Gulaten Saw Resident of Village- Rajpura, P.S.- Athmalgola, District- Patna.
6. Kaithan Saw S/o Late Yogendra Saw Resident of Village- Rajpura, P.S.- Athmalgola, District- Patna.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rakesh Bihari Singh
For the Opposite Party/s : Mr.Bharat Bhushan

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 14-07-2022 At the outset of argument learned counsel for the petitioners seeks permission to withdrawn the anticipatory bail petition of petitioner No.1, 2, 4, 5 and 6.

Prayer is allowed.

This anticipatory bail petition is dismissed as withdrawn against petitioner No.1, 2, 4, 5 and 6.

Heard learned counsel for the petitioner No.3 and the State.

Petitioner apprehends his arrest in a case registered for the offence punishable under Section 323, 427, 353 and some other ancillary Sections of the Indian Penal Code.



As per the prosecution case, on the alleged date and time of occurrence, this petitioner along with other accused persons were raising slogans and obstructed the traffic of NH 31. It is further alleged that they abused and assaulted the police party.

Learned counsel appearing for the petitioner submits that there is general and omnibus allegation against this petitioner and no specific overt act has been alleged against him. The petitioner has been identified by the village Chowkidar. Petitioner has got clean antecedent.

Learned counsel appearing for the State opposes the prayer for anticipatory bail.

Considering the facts of the case, nature of accusation and clean antecedent of the petitioner, let the petitioner No.3, above named, in the event of his arrest/ surrender within a period of six weeks from today shall be enlarged on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of Sub divisional Judicial Magistrate, Barh, Patna in connection with Athmalgola PS case No.56/2021, subject to conditions laid down u/s 438(2) of the Cr. P. C.

(Prabhat Kumar Singh, J)

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