

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.16001 of 2023**

Arising Out of PS. Case No.-1181 Year-2022 Thana- BHAGALPUR KOTWALI District-
Bhagalpur

=====

Sanjeev Singh @ Sanjeev Kumar Singh Son of Aniruddh Prasad Singh
Resident of Housing Board Colony, P.S.- Barari, District - Bhagalpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Yogesh Chandra Verma, Sr. Advocate
Mr. Chandra Shekhar Anand, Advocate
For the Opposite Party/s : Mr. Md. Shakir Ahmad, A.P.P.

=====

**CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER**

2 10-04-2023 Heard Mr. Yogesh Chandra Verma, learned Senior

Counsel assisted by Mr. Chandra Shekhar Anand, learned

Counsel appearing on behalf of the petitioner and Mr. Md.

Shakir Ahmad, learned A.P.P. appearing on behalf of the State.

2. The petitioner seeks pre-arrest bail in connection
with Bhagalpur Kotwali (Barari) P.S. Case No. 1181 of 2022
dated 12.12.2022 for the offence punishable under Sections 147,
148, 149, 341, 323, 325, 379, 307, 329, 504, 506, 120(B) of the
Indian Penal Code and Section 27 of the Arms Act.

3. Prosecution story in brief is that the petitioner along
with other co-accused and the staffs of one Big Daddy
restaurant had assaulted the informant and his wife, who
sustained grievous injuries.



4. Learned Senior Counsel appearing on behalf of the petitioner submitted that the direct allegation is against co-accused Dilip Mandal and Dhananjay Yadav, who had fired upon the informant and the informant is the eye witness. So far as the petitioner is concerned, general and omnibus allegation has been made against him that he along with Ashish Mandal and 4-5 staffs of the restaurant had assaulted the wife of the informant, who had come to rescue him. Petitioner has clean antecedent.

5. Learned A.P.P. appearing on behalf of the State has vehemently opposed the grant of anticipatory bail of the petitioner.

6. Considering the nature of allegation made in the FIR as well as specific allegation made against one co-accused Dilip Mandal, who had fired on the informant due to which the informant sustained fire-arm injuries. No specific allegation of assault has been made against the petitioner in the FIR. I am of the opinion that petitioner has, prima facie, made out a case to be released on pre-arrest bail.

7. The petitioner is directed to be released on pre-arrest bail, in the event of his arrest or surrender before the Court below within a period of four weeks from today, on



furnishing bail bond of Rs. 25,000/- (Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Bhagalpur in connection with Bhagalpur Kotwali (Barari) P.S. Case No. 1181 of 2022 dated 12.12.2022, subject to the condition as laid down under Section 438(2) of the Cr.P.C.

8. The Court below is directed to verify the criminal antecedent of the petitioner and if it is found that the petitioner is involved in some other cases as what has been stated in paragraph No.3 of the bail application, this order will automatically loose its force.

(Purnendu Singh, J)

Niraj/-

U		T	
---	--	---	--

