

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.26020 of 2023

Arising Out of PS. Case No.-174 Year-2020 Thana- BAKHTIYARPUR District- Patna

SHANKAR PASWAN SON OF LATE BABU LAL PASWAN VILLAGE
BADKI MAHMADPUR, P.S BAKHTIYARPUR, DISTRICT PATNA,
PRESETLY RESIDING AT Z-197 F, BISHUN GARDAN, P.S.- TILAK
NAGAR, DIST. - W.DELHI-110018

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Gyanendra Kumar Singh

For the Opposite Party/s : Mr. Chandra Sen Prasad Singh

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 13-07-2023 Heard the parties.

The petitioner apprehends his arrest in a case registered for the offence punishable under Sections 341, 323, 324, 307, 379, 504, 506/34 of the Indian Penal Code.

As per the FIR, the informant slapped one Rocky Kumar for destroying his hut. As a result of which, the petitioner along with other co-accused persons assaulted the informant by means of *talwar* and iron rod due to which he sustained injuries.

It is submitted by learned counsel for the petitioner that petitioner is quite innocent and have 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. He submits that similarly situated co-accused namely, Amar Paswan has been granted anticipatory bail by a co-ordinate Bench of this Court vide order dated 15.02.2022 passed in Cr. Misc. No.49107 of 2021. 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 as there is no specific overt act against the petitioner, let the above named petitioner, be released on bail, in the event of his/her 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 Bakhtiyarpur P.S. Case No.174 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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