

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.27436 of 2023

Arising Out of PS. Case No.-416 Year-2022 Thana- LAHERIYASARAI District- Darbhanga

MANNU KHAN @ MD.ASGAR SON OF LATE KASIM HUSSAIN KHAN
RESIDENT OF VILLAGE- SHAHSUPAN, PS- LAHERIASARAI,
(KOTWALI OP) DISTT- DARBHANGA Petitioner/s

Versus

The State of Bihar Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Girish Chandra Jha, Adv.

For the Opposite Party/s : Mr. Sanjay Kumar Tiwary, APP

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

2 12-07-2023 Heard Mr. Girish Chandra Jha, learned counsel for

the petitioner and Mr. Sanjay Kumar Tiwary, learned Additional

Public Prosecutor for the State.

2. Petitioner apprehends his arrest in connection with

Laheriasarai (Kotwali OP) PS Case No. 416/2022 dated

26.08.2022 registered for the offence punishable under Sections

448, 341, 323, 307, 504/34 of the IPC.

3. As per prosecution story, the petitioner has

allegedly, assaulted the informant and his cousin brother by

means of iron rod due to which they sustained injuries.

4. Learned counsel for the petitioner submits that the

informant is tenant of the petitioner and there is a dispute with

regard to tenancy between them. It has further been submitted

that the injury caused to the cousin brother of the informant is

simple in nature which would be evident from Annexure-4. The



injury caused to the informant has not been brought on record by the prosecution. A counter case has also been filed by the side of the petitioner bearing Laheriasarai PS Case No. 417/2022 (Annexure-3).

5. Regards being had to the submissions made by the parties, taking into consideration the fact that there is a land dispute between the parties, there is case and counter case between them and the injury caused to the cousin brother of the informant is simple in nature and the injury caused to the informant has not been brought on record, I am inclined to grant anticipatory bail to the petitioner.

6. Accordingly, let the petitioner, MANNU KHAN @ MD. ASGAR, in the event of arrest or surrender within four weeks from today, be released on anticipatory bail, on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Darbhanga in connection with Laheriasarai (Kotwali OP) PS Case No. 416/2022, subject to the condition as laid down under Section 438(2) CrPC.

(Anil Kumar Sinha, J)

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