

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.28687 of 2023

Arising Out of PS. Case No.-322 Year-2022 Thana- PHULPARAS District- Madhubani

MANU YADAV @ KUMAR SHIVAM @ SHIVAM KUMAR Son of
Mahendra Yadav @ Mahendra Prasad Resident of Village - Dhanauja, P.S.-
Phulparas, District - Madhubani.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr.Lakshmindra Kumar Yadav, Advocate

For the Opposite Party/s : Mr.Pawan Kumar Chaurasia, APP

CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER

2 14-07-2023 Heard learned counsel for the petitioner and
learned APP for the State.

2. The petitioner in the present case is seeking pre-arrest bail in connection with Phulparas P.S. Case No.- 322 of 2022 registered for the offences punishable under Sections 341, 323, 307, 379/34 of the Indian Penal Code and under Section 27 of the Arms Act. He has got two criminal antecedents.

3. Learned counsel for the petitioner submits that on 02.07.2022 the petitioner along with other accused persons surrounded the informant's son and stabbed him. Later on, when the informant's son was going to Darbhanga for better treatment then accused persons namely Mannu Kumar and Mahendra Yadav along with some other persons assaulted her son with gun, iron rod and lathi. They fired on him with gun and snatched



his gold chain.

4. Learned counsel for the petitioner submits that the petitioner is innocent and has been falsely implicated in this case.

5. Learned APP for the State has opposed the prayer for anticipatory bail of the petitioner.

6. Having regard to the facts and circumstances of the case, wherein there is specific allegation that this petitioner had stabbed the son of the informant and that he has got two criminal antecedents as well, this Court is not inclined to grant him privilege of anticipatory bail, in case, the petitioner surrenders and prays for a regular bail within a period of four weeks from today in the learned court below, his prayer shall be considered on its own merit.

7. Prayer is refused.

8. This application stands rejected.

(Rajeev Ranjan Prasad, J)

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