

**IN THE HIGH COURT OF JUDICATURE AT PATNA  
CRIMINAL MISCELLANEOUS No.31172 of 2023**

Arising Out of PS. Case No.-431 Year-2022 Thana- UDWANTNAGAR District- Bhojpur

KAMLAKANT RAM @ KAMALAKANT CHAUDHARY@ KALAKANT  
CHAUDHARY SON OF BADRI CHAUDHARY RESIDENT OF  
VILLAGE- JAYNAGAR, PS- UDWANTNAGAR, DISTT- BHOJPUR

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Indra Bhushan Tiwary, Advocate

For the Opposite Party/s : Mr. Umeshanand Pandit, A.P.P.

**CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA  
ORAL ORDER**

- 2      28-07-2023                      1. Heard learned counsel for the petitioner and  
learned A.P.P. for the State.
2. The petitioner apprehends his arrest in a case  
registered for the offences punishable under Sections 341,  
323, 307, 504/34 of the Indian Penal Code.
3. Learned counsel for the petitioner submits that  
the petitioner is a person with clean antecedent and the  
informant alleges that Mantu grabbed her and petitioner  
assaulted her with rod causing injury on head and also  
assaulted her grandmother.
4. Learned counsel for the petitioner submits that  
the petitioner has been falsely implicated in the present



case, it is next submitted that there is a case and a counter case between the parties, it is next submitted that the impugned order does not record whether injury suffered by the informant is grievous or simple, which amply demonstrates that the injury was simple in nature.

5. Learned A.P.P. for the State opposes the prayer for anticipatory bail of the petitioner.

6. Considering the submissions made by the learned counsel for the petitioner, the petitioner above-named, in the event of his arrest or surrender before the learned trial court within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned trial court where the case is pending/successor court in connection with Udwantnagar P.S. Case No. 431 of 2022 subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

7. However, it is made clear that the learned trial court before accepting the bail bonds of the petitioner shall verify the injury of the informant and in the event, if it is



found that the informant suffered grievous injury on head in  
that event the present anticipatory bail order shall not be  
given effect to.

(Satyavrat Verma, J)

GauravSinha /-

|   |  |   |  |
|---|--|---|--|
| U |  | T |  |
|---|--|---|--|

