

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.49498 of 2023

Arising Out of PS. Case No.-478 Year-2022 Thana- CHHATAPUR District- Supaul

Jogindar Paswan @ Yogendra Paswan @ Jogindra Paswan, S/O Late Keval
Paswan, Resident Of Village- Daharia Police Station Chhatapur, Dist. Supaul
... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Arun, Advocate

For the Opposite Party/s : Mr. Pramod Kumar Pandey, APP

CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA
ORAL ORDER

2 19-08-2023 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends arrest in connection with
Chhatapur P.S. Case No. 478 of 2022 instituted under Sections
341, 447, 323, 324, 307, 354(B), 379, 504, 506/34 of the Indian
Penal Code.

3. As per the prosecution case, there is specific
allegation against the petitioner that he has assaulted with
intention to kill the husband of the informant on his head by
means of iron rod causing grievous head injury.

4. Learned counsel for the petitioner submits that
petitioner is innocent and has been falsely implicated in this
case due to old enmity. Sambhu Paswan (informant's husband),
received two injuries out of which, injury No. 2 was caused by



sharp cutting substance which does not corroborate the prosecution version and both the injuries on head are simple in nature and the petitioner has no criminal antecedent.

5. Learned A.P.P. for the State vehemently opposes the prayer for anticipatory bail and submits that there is specific allegation on petitioner of causing head injury on the husband of informant by iron rod which is corroborated by the injury report, particularly injury No.1.

6. Considering the facts and circumstances of the case, and specific allegation levelled against the petitioner of causing head injury on husband of the informant which is corroborated by injury report, the Court is not inclined to grant anticipatory bail to the present petitioner.

7. Accordingly, the prayer for anticipatory bail of the present petitioner stands rejected.

8. However, it is observed that if the petitioner surrenders before the learned Court below and prays for regular bail, the same shall be considered on its own merit, in accordance with law, without being prejudiced by this order.

(Sunil Dutta Mishra, J)

saaurabhkrsinha/-

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

