

IN THE HIGH COURT OF JUDICATURE AT PATNA

CRIMINAL MISCELLANEOUS No.40159 of 2023

Arising Out of PS. Case No.-866 Year-2022 Thana- DARBHANGA SADAR District-
Darbhanga

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RAJEEV KUMAR YADAV @ RAJEEV YADAV Son of Ramashish Yadav
Resident of Village - Laxmipur Jurauna, P.S.- Darbhanga Sadar, District -
Darbhanga.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ashok Kumar Prasad
For the Opposite Party/s : Mr. Kumar Ranjit Ranjan

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CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

2 02-08-2023 Heard learned Counsel for the petitioner and

learned Additional Public Prosecutor for the State.

This application, for grant of anticipatory bail,
arises out of Darbhanga Sadar Police Station Case No. 866 of
2022, dated 19.12.2022/G.R. No. 4090/2022 disclosing offences
under Sections 341/323/308/379/504/34 of the Indian Penal
Code.

The prosecution case, on the basis of the First
Information Report, is that while the informant was loading
food grains on his pickup van in the middle of road, the same
was objected by the petitioner's father, who was coming on his
tractor. It has further been alleged that the petitioner was called



by his father on mobile, who assaulted the informant by means of iron rod on his head and it has also been alleged that a sum of Rs. 1,18,000/- has been snatched by the petitioner's father from the informant.

Learned Counsel for the petitioner submits that the scuffle between the father of the petitioner and the informant had taken place on a issue that the informant was loading food grains on his pickup van in the middle of road and had blocked the passage of the tractor, which was being driven by the petitioner's father. He further submits that injury caused to the informant is simple in nature and both the parties are resident of adjacent village and there is a previous dispute between them.

Regards being had to the submissions made on behalf of the parties and taking into consideration the fact that the occurrence had taken place on trivial issue and injury caused to the informant is simple in nature, I am inclined to grant the petitioner privilege of anticipatory bail.

This application is, accordingly, allowed.

Let the petitioner, above named, in the event of his arrest or surrender before the Court below within four weeks, be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the



satisfaction of the learned Chief Judicial Magistrate, Darbhanga,
in connection with Darbhanga Sadar Police Station Case No.
866 of 2022, subject to the condition laid down under Section
438 (2) of the Code of Criminal Procedure.

(Anil Kumar Sinha, J)

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