

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.40977 of 2023

Arising Out of PS. Case No.-109 Year-2021 Thana- DUMARIAGHAT District- East
Champaran

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SANKET TIWARI SON OF NAWAL TIWARI RESIDENT OF VILLAGE
DHANGARHA, PS- DUMARIYAGHAT, DISTRICT- EAST CHAMPARAN
... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Abhishek Kumar, Advocate

For the Opposite Party/s : Dr. Mrityunjaya Kr. Gautam, APP

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CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 04-08-2023 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,
324, 307, 325, 354, 379, 504, 506 and 34 of the Indian Penal
Code.

3. Learned counsel for the petitioner submits that the
petitioner is a person with clean antecedent.

4. The informant alleges that on account of dispute
relating to filling of pit, the occurrence is alleged to have taken
place where it is alleged that the accused persons assaulted the
side of the informant and petitioner is alleged to have assaulted
the informant with spade causing injury on head.

5. Learned counsel for the petitioner submits that both



sides assaulted each other even from the side of the petitioner people got injured and the injury suffered by the informant is simple in nature which amply demonstrates that the petitioner never had any intention of committing any serious occurrence rather at the spur of the moment, the occurrence took place.

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

7. 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 Dumariyaghat P.S. Case No. 109 of 2021 subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

(Satyavrat Verma, J)

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