

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.42332 of 2022**

Arising Out of PS. Case No.-249 Year-2021 Thana- SIWAN MUFFASIL District- Siwan

SAURABH KUMAR @ VICKY YADAV S/O SADHU YADAV @ AJAY
KUMAR Resident of village- Hakam, P.S.- Siwan, District- Siwan

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Vishwajeet Kumar Mishra

For the Opposite Party/s : Mr.Md. Fahimuddin

**CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER**

3 17-02-2023 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner apprehends his arrest in a case registered for the offences punishable under Sections 341, 323, 307, 379, 384, 325, 427, 504 & 506/34 of the Indian Penal Code.

The petitioner in association of other co-accused is said to have assaulted the brother of the informant due to which he sustained injury on his left shoulder.

It is submitted by learned counsel for the petitioner that no such occurrence as alleged ever took place. He has been falsely implicated in this case due to dirty village politics. No independent witnesses have supported the prosecution case. The allegation levelled against the petitioner is not specific



rather general and omnibus in nature. Petitioner has no criminal antecedent.

Learned APP for the State vehemently opposing the bail petition submitted that the injury attributed by the petitioner is grievous in nature, hence the petitioner does not deserve bail.

Considering the facts and circumstances of case and particularly considering the criminal antecedents, I am not inclined to enlarge the petitioner on anticipatory bail. The prayer for anticipatory bail of the petitioner is hereby rejected. However, the petitioner is directed to surrender before the learned Court below within six weeks from today and seek regular bail and the learned Court below would pass order on the same day in accordance with law without being prejudiced by this order.

(Anjani Kumar Sharan, J)

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