

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.45876 of 2023

Arising Out of PS. Case No.-136 Year-2022 Thana- GOGRI District- Khagaria

RANVEER KUMAR @ RANVEER YADAV Son of Bir Prakash Yadav
Resident of Village - Rampur, P.S.- Gogri, District - Khagaria.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Praveen Kumar Agrawal
For the Opposite Party/s : Mr.Umanath Mishra

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

- 2 04-08-2023 1. Heard learned Counsel for the petitioner and learned Additional Public Prosecutor for the State.
2. This application, for grant of anticipatory bail, arises out of Gogari Police Station Case No. 136 of 2022, dated 16.05.2022, disclosing offences punishable under Sections 341/323/307/326/504/34 of the Indian Penal Code.
3. The prosecution case, as per the First Information Report, is that on 16.05.2022, at about 9 AM in the morning, the petitioner, along with other co-accused persons, assaulted the informant by means of lathi and farsa on his head and also assaulted the nephew of the informant on his hand, due to which they sustained injuries.
4. Learned Counsel for the petitioner submits that both the



parties are agnates and there is land dispute between them. He further submits that the petitioner is the nephew of the informant and there is case and counter case between the parties inasmuch as Complaint Case No. 374C of 2022 has been filed from the side of the petitioner against the informant and others and the side of the petitioner has also sustained injury. Referring to Annexure 4 series (injury reports of the informant and his nephew), he submits that the informant has sustained simple injury caused by hard and blunt substance; whereas the nephew of the informant has sustained grievous injury on his hands, which is not the vital part of the body, caused by hard and blunt substance.

5. Regards being had to the submissions advanced on behalf of the parties and taking into consideration the fact that both the parties are closely related, there is land disputed between them, there is case and counter case between the parties, the injury caused to the informant is simple in nature and the injury caused to the nephew of the informant, though grievous in nature, but not on the vital part of the body, I am inclined to grant the petitioner privilege of anticipatory bail.



6. This application is, accordingly, allowed.
7. Let the petitioner, above named, in the event of his arrest or surrender before the Court below within a period of four weeks from today, 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 learned Chief Judicial Magistrate, Khagaria, in connection with Gogari Police Station Case No. 136 of 2022, subject to the condition laid down under Section 438 (2) of the Code of Criminal Procedure.

(Anil Kumar Sinha, J.)

Prabhakar Anand/-

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