

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.52469 of 2023**

Arising Out of PS. Case No.-265 Year-2023 Thana- MALSALAMI District- Patna

SANJAY KUMAR S/o Uday Prasad R/S-Katra Bazar, P.S.-Malsalami, Dist.-  
Patna, Bihar

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Vishal Prasad, Advocate.

For the Opposite Party/s : Mr.Tarun Prasad Mandal, APP.

**CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH**  
**ORAL ORDER**

2      19-08-2023                      Heard Mr. Vishal Prasad, learned counsel appearing  
on behalf of the petitioner and Mr. Tarun Prasad Mandal,  
learned APP for the State.

2. The petitioner seeks pre-arrest bail in connection  
with Malsalami P.S. Case No. 265 of 2023 registered for the  
offence punishable under Sections 341, 323, 307, 447, 448, 504  
and 506/34 of the Indian Penal Code.

3. As per the allegation made in the F.I.R., petitioner  
and the informant having their own gang in course of supremacy  
indulged in fierce fight and both sides sustained injury.

4. Learned counsel appearing on behalf of the  
petitioner submitted that the petitioner is innocent and he has  
falsely been implicated in the present case. General and  
omnibus allegation has been levelled against the petitioner. No  
injury has been alleged in the F.I.R. to have been caused to



anyone rather the mother of the petitioner has sustained grievous injury.

5. Learned APP for the State vehemently opposed the prayer for grant of pre-arrest bail.

6. Having considered the nature of allegation made in the F.I.R. as well as the fact that the petitioner and the informant are not in good terms and have indulged in fierce fight and both sides sustained injury during the said course, the petitioner, above named, is directed to be released on pre-arrest bail, in the event of his arrest or surrender before the Court below within a period of four weeks from today, on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Additional District and Sessions Judge-IV, Patna City in connection with Malsalami P.S. Case No. 265 of 2023, subject to the condition as laid down under Section 438(2) of the Cr.P.C.

**(Purnendu Singh, J)**

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