

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.54954 of 2022

Arising Out of PS. Case No.-438 Year-2021 Thana- BARACHATTI District- Gaya

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Krishna Yadav @ Krishna Kumar, Son of Kailu Yadav @ Kailash Yadav @
Kailash Prasad Yadav Resident of Village - Bilaspur Bongiya, P.S.-
Mohanpur, Distt.- Gaya.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Arvind Kumar Singh, Advocate.

For the Opposite Party/s : Mr. Raj Kishor Singh, APP.

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CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH SINGH
ORAL ORDER

2 19-01-2023 Learned counsel for the petitioner is permitted to

remove the defect(s), as pointed out by the office, if any, within

a period of three weeks from today.

Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner is apprehending his arrest in connection
with Barachatti (Mohanpur) P. S. Case No. 438 of 2021
registered for the offences punishable under Sections 341, 323,
324, 308, 504 and 506 read with Section 34 of the Indian Penal
Code.

As per the prosecution case, when the informant went
to attend the nature call, the petitioner started abusing him and
he also forbade the informant to come there. The accused
persons assaulted the informant with lathi causing fracture
injury in his rib. The accused persons further assaulted the
informant's brothers and also abused and assaulted the



informant's mother and disrobed her.

Learned counsel for the petitioner has submitted that the petitioner has falsely been implicated in this case. He further submitted that the injury of the injured is found to be simple in nature. The petitioner has got two criminal antecedent as stated at para 3 of the bail petition.

Learned A.P.P. for the State has vehemently opposed the anticipatory bail petition of the petitioner.

Considering the aforesaid facts and circumstances, let the above named petitioner, in the event of his arrest/surrender within a period of six weeks from today, be enlarged on bail on furnishing bail-bond of Rs. 20,000/- (Rupees twenty thousand) with two sureties of the like amount each to the satisfaction of the learned court concerned, Sherghati (Gaya) in connection with Barachatti (Mohanpur) P. S. Case No. 438 of 2021, subject to conditions as laid down under section 438(2) of the Code of Criminal Procedure.

The application stands allowed.

(Chandra Prakash Singh, J)

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