

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No. 59149 of 2023**

Arising Out of PS. Case No.-269 Year-2022 Thana- NATHNAGAR District- Bhagalpur

Triveni Mandal S/O Ganesh Mandal R/O- Rannuchak, P.S.- Nathnagar, Dist.-  
Bhagalpur

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Ms. Pravina Kumari, Adv.

For the Opposite Party/s : Mr. Anil Kumar, APP

**CORAM: HONOURABLE MR. JUSTICE HARISH KUMAR**  
**ORAL ORDER**

2      11-10-2023                      Heard Ms. Pravina Kumar, learned counsel appearing  
on behalf of the petitioner and learned Additional Public  
Prosecutor for the State.

2. The petitioner apprehends his arrest in connection  
with Nathnagar P.S. Case No. 269 of 2022, registered for the  
offences punishable under Sections 341, 147, 148, 149, 323,  
427, 386, 504, 506 of the Indian Penal Code.

3. It is alleged that while the informant was coming  
from Diwara Mauja Ajmaripur with five loaded and two  
unloaded tractors he was surrounded by 20-25 co-villagers who  
started abusing and assaulting him. It is also alleged that the  
accused persons have damaged the tyre, tubes and the tractor  
causing loss of Rs.4,00,000/--5,00,000/-.

4. It is submitted on behalf of the petitioner that from



the narration of the FIR it is evident that no specific allegation has been levelled against the petitioner and at best he can be said to be a member of the mob. She next submits that the persons having identical allegation have been allowed the privilege of anticipatory bail by the learned coordinate Benches of this Court in Cr. Misc. No. 3716 of 2023 and Cr. Misc. No. 71753 of 2022, copies of which have been placed before this Court and the same are taken on record. She lastly submits that though the petitioner is accused in two other criminal cases, however, he is on bail in both the cases and in fact it is the only reason of false implication of the petitioner in the present crime.

5. On the other hand, learned counsel for the State opposed the bail application. However, he shows his inability to refute the contention of the petitioner that similarly situated persons have been allowed the privilege of anticipatory bail.

6. Regard being had to the submissions made on behalf of the parties and considering the omnibus nature of allegation and the fact that similarly situated persons have been allowed the privilege of anticipatory bail by the learned coordinate Benches of this Court, the parity also demands similar treatment, let the petitioner abovenamed be released on bail, in the event of his arrest or surrender before the court



below within a period of four weeks from the date of receipt/production of a copy of this order, upon furnishing bail bonds of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Bhagalpur in connection with Nathnagar P.S. Case No. 269 of 2022, subject to the conditions laid down in Section 438(2) Cr.P.C. with the further condition that one of the bailors shall be the own/close family members of the petitioner.

**(Harish Kumar, J)**

Anjani/-

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